

1 Minutes of the Town Board Meeting
2 of the
3 Riverhead Town Board
4

5 Meeting held at Riverhead Town Hall, Howell
6 Avenue, Riverhead, New York, on Tuesday,
7 December 4, 2012, at 2:00 p.m.

8 MEMBERS PRESENT:

9	Sean Walter,	Supervisor
10	John Dunleavy,	Councilman
11	James Wooten,	Councilman
	Jodi Giglio,	Councilwoman
	George Gabrielsen,	Councilman

12

13 ALSO PRESENT:

14	Diane M. Wilhelm,	Town Clerk
15	Robert Kozakiewicz,	Town Attorney

16

17 DEPARTMENT HEADS PRESENT:

18	Michael Reichel
19	Mason Haas
20	Jeff Murphree
21	Meg Ferris
22	Bill Rothaar
23	Dave Hegermiller
24	Rick Hanley
	Ray Coyne

25

26

27

28

Flynn Stenography & Transcription Service
(631) 727-1107

1 (The Meeting Was Called to Order at 2:00 p.m.)

2 SUPERVISOR WALTER: All right. Welcome to
3 the November 20th Town Board meeting. George,
4 would you lead us in the Pledge?

5 MS. WILHELM: No, December 4th.

6 SUPERVISOR WALTER: What did I say?

7 MS. WILHELM: You said November 20th.

8 SUPERVISOR WALTER: December 4th Town
9 Board meeting. George.

10 (The Pledge of Allegiance was recited.)

11 SUPERVISOR WALTER: And, Pastor Depree,
12 would you like us to sit, or stand, or --

13 PASTOR DUPREE: Please sit. Good
14 afternoon, everybody.

15 SUPERVISOR WALTER: Good afternoon.

16 PASTOR DUPREE: I'd like to begin the
17 invocation by reading a prayer that I came
18 across from Saint Francis of Assisi. It says,
19 Lord, eternal God, we are about to begin our
20 meeting and do so with the awareness that
21 without your presence here at the center of our
22 meeting, and also within our lives, our work
23 will be empty. Fill us with your wisdom and
24 guidance. Give us humor and humility, and help
25 us to accomplish the tasks set before us. In

Flynn Stenography & Transcription Service
(631) 727-1107

1 Christ's name, we pray. Amen.

2 And Proverbs tells us the Lord gives
3 wisdom, and from his mouth come knowledge and
4 understanding. So, Heavenly Father, we come
5 before you.

6 (Videotape malfunction.)
7 Humility to work with one another. And it's in
8 your name that we pray. Amen.

9 (Amen said in unison.)

10 SUPERVISOR WALTER: Thank you. That's
11 Pastor George Depree, Living Water Church in
12 Aquebogue.

13 We were sort of on, but then on better. I
14 guess Mr. Kent (ponetic) is working on that.
15 Okay.

16 COUNCILMAN DUNLEAVY: I'd to make a motion
17 we approve --

18 SUPERVISOR WALTER: Correspondence.

19 COUNCILMAN DUNLEAVY: I want to make a
20 motion to waive the minutes unit the next
21 meeting.

22 SUPERVISOR WALTER: Okay. Do you want to
23 do that?

24 COUNCILMAN DUNLEAVY: Yeah. I make a
25 motion that we waive the November 20th

Flynn Stenography & Transcription Service
(631) 727-1107

1 meeting -- 2012 minutes until the next Town
2 Board meeting, because we didn't have an
3 opportunity to read them. So moved.

4 GABRIELSEN WOOTEN: And seconded.

5 SUPERVISOR WALTER: Moved and seconded.
6 Vote, please.

7 (Roll call vote by Town Clerk.)

8 COUNCILWOMAN GIGLIO: Yes.

9 COUNCILMAN GABRIELSEN: Yes.

10 COUNCILMAN WOOTEN: Yes.

11 COUNCILMAN DUNLEAVY: Yes.

12 SUPERVISOR WALTER: Yes.

13 MS. WILHELM: The minutes have been waived
14 until the next meeting.

15 SUPERVISOR WALTER: I don't think waived
16 as much as --

17 MS. WILHELM: Adopt?

18 SUPERVISOR WALTER: -- the adoption of the
19 approval.

20 MS. WILHELM: The adoption of the minutes.

21 SUPERVISOR WALTER: The approval until
22 next meeting. Tutu

23 MS. WILHELM: There you go.

24 SUPERVISOR WALTER: All right.

25 Correspondence.

Flynn Stenography & Transcription Service
(631) 727-1107

1 MS. WILHELM: Okay. Under Correspondence,
2 we have four letters of opposition with regard
3 to a variance request for an animal shelter at
4 Youngs Avenue in Calverton from Mr. And Mrs.
5 Thomas Crowley, Kimberly and Eric Reichenbach,
6 Richard and Martha Craven, AJ Travis, President
7 of Baiting Hollow Organization for Logical
8 Development. Also, a letter from Ellen Hoil
9 expressing opposition to settlement of the spot
10 zoning on Route 25.

11 Under Reports, Police Department submitted
12 their October 2012 monthly report. Sewer
13 District submitted their October 2012 Discharge
14 Monitoring Report.

15 Building Department submitted their
16 November 2012 monthly report of \$37,536.08.

17 Town Clerk November Monthly Report,
18 \$9,918.39.

19 And Receiver of Taxes submitted November
20 Utility Collection Report, \$315,280.62.

21 And under Fire District Information,
22 Manorville Fire District and Wading River Fire
23 District had sent in their notices of their
24 Annual Election, which is December 11th.

25 Wading River Fire District also sent in

Flynn Stenography & Transcription Service
(631) 727-1107

1 their notice of their Informational Meeting,
2 which is December 5th.

3 And Jamesport Fire District submitted
4 their notice of Organizational Meeting, which is
5 January 2nd, 2013.

6 SUPERVISOR WALTER: Okay. Before we start
7 the public hearings, I know there's a couple of
8 people that are new in the audience. What we do
9 is we have -- well, we have our public -- one
10 public hearing today scheduled at 2:05. We'll
11 open that and we'll take comments on that public
12 hearing. And then after that, we have comments
13 on resolutions, and then we will vote on the
14 resolutions, and then we have general comment
15 for anything that you would like to discuss with
16 the Town Board.

17 We ask you to limit your comments to five
18 minutes, but that never happens, and that's
19 because we like to engage the public. So you
20 get a sense of the Board Meeting.

21 Okay. 2:05 --

22 COUNCILMAN WOOTEN: Can I just do a quick
23 committee report?

24 SUPERVISOR WALTER: Oh, I'm sorry, I
25 didn't say committee reports.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN WOOTEN: I just want to remind
2 everybody that this Saturday is the Thirteenth
3 Annual Bonfire. It's going to be on the
4 riverfront behind the old Sears Building. It
5 starts at three o'clock.

6 Santa Claus himself has decided to make an
7 appearance around five o'clock. He'll be coming
8 up the river in his boat. There'll be candy
9 canes, and cookies, and pictures, and BID will
10 be down there. We'll have some holiday music,
11 and it's a really good time. We just hope it's
12 nice and cold for you. And we have a
13 gingerbread house.

14 SUPERVISOR WALTER: A gingerbread house?

15 COUNCILMAN WOOTEN: Yeah.

16 SUPERVISOR WALTER: Did they dust that off?

17 COUNCILMAN WOOTEN: We have to look at
18 that, but yeah. So it's this Saturday, so
19 please -- it's free, so please come on down and
20 get involved in the festivities. It will be
21 great.

22 SUPERVISOR WALTER: Yeah. That's stored
23 indoors, but you might have to dust it off.

24 Okay. Any other committee reports?

25 COUNCILMAN GABRIELSEN: Yes. I'd like to

Flynn Stenography & Transcription Service
(631) 727-1107

1 say for all the hunters out there, we're having
2 a January gun-hunting lottery, and that will be
3 Monday, December 17,th at 6 p.m.

4 SUPERVISOR WALTER: One of the things we
5 have to talk about, that hunting is during the
6 week, but not the weekends?

7 COUNCILMAN GABRIELSEN: It's during the
8 week, but not the weekend, right.

9 SUPERVISOR WALTER: And we'll put this on
10 for Work Session. Tara, if you could mention
11 this. We want to discuss just closing the bike
12 trail. I think that would be a smart thing to
13 do --

14 COUNCILMAN GABRIELSEN: Right.

15 SUPERVISOR WALTER: -- during the week,
16 during the hunting season.

17 COUNCILMAN GABRIELSEN: Right. And the
18 season doesn't start until the 7th of January
19 until the end, so it won't be the first week.

20 SUPERVISOR WALTER: We'll discuss it at
21 Work Session.

22 COUNCILMAN GABRIELSEN: Right.

23 MS. MC LAUGHLIN: Okay.

24 SUPERVISOR WALTER: Okay. Any other
25 committee reports?

Flynn Stenography & Transcription Service
(631) 727-1107

1 All right. 2:05 having arrived, we're
2 going to open the Public Hearing for the
3 consideration of a Local Law to amend Chapter
4 108 entitled "Zoning", Accessory Apartments.

5 And this I think was more of a
6 housekeeping. Bob, is that correct, that we
7 have to post seven days prior to the date of the
8 public hearing?

9 MR. KOZAKIEWICZ: Yes. What occurred was
10 it was brought to my attention that we required
11 the mailing of notice in certain instances other
12 than the Zoning Board, or now with site plan
13 hearings, yet we did not indicate a cutoff date
14 by which the certified mailings were required.

15 So this proposal would be to amend three
16 separate sections of the Town Code in order to
17 make them consistent with what we currently
18 require with the Zoning Board; that is that the
19 mailing of the certified letter be made not less
20 than seven days prior to the date of the
21 hearing, and that would be with respect to
22 accessory apartment hearings, special permits
23 and change of zone.

24 SUPERVISOR WALTER: Okay. Does anybody
25 wish to be heard on this public hearing? Not

Flynn Stenography & Transcription Service
(631) 727-1107

1 seeing anybody, I will close it and leave it
2 open for written comments until December 14th,
3 in the Town Clerk's Office, at 4:30 p.m.

4 We are going to go to resolutions. Does
5 anybody wish to comment on the resolutions? Sal
6 Mastrapaolo, Calverton. Some people say you
7 live in Wading River.

8 MR. MASTROPAOLO: No, Calverton.

9 SUPERVISOR WALTER: We know different.

10 MR. MASTROPAOLO: Resolution 925, the
11 first paragraph, "whereas".

12 SUPERVISOR WALTER: Hold on, hold on.

13 MR. MASTROPAOLO: That December 6th date I
14 think is 2011.

15 SUPERVISOR WALTER: Okay. You're right.

16 MR. MASTROPAOLO: And you got three
17 resolutions in a row that don't have a name for
18 the Kennel. It's 930, 931 and 932.

19 COUNCILMAN GABRIELSEN: We'll get to those
20 names shortly.

21 SUPERVISOR WALTER: Hold on one second.
22 Tara? That's fine. There was another one that
23 was being extended, but this isn't it. Okay.
24 Yeah, we'll look in on the kennel attendant
25 thing. It's a slight emergency with people

Flynn Stenography & Transcription Service
(631) 727-1107

1 departing all at once.

2 Okay. Does anybody else wish to be heard
3 on resolutions? Not seeing anybody --

4 COUNCILMAN DUNLEAVY: Wait a minute. I
5 think this date is correct, because this one
6 here is a second extension.

7 SUPERVISOR WALTER: Okay. It's adopted
8 2010.

9 COUNCILMAN DUNLEAVY: No. Turn the page.
10 Turn the page.

11 SUPERVISOR WALTER: All right.

12 COUNCILMAN DUNLEAVY: This here was the
13 second extension.

14 SUPERVISOR WALTER: So one more year, okay.

15 COUNCILMAN DUNLEAVY: 2010, may be the
16 correct date, and extended in 2011.

17 SUPERVISOR WALTER: See this the one that --

18 COUNCILMAN WOOTEN: That resolution was in
19 '11. The resolution was Number 11, which was
20 the year.

21 SUPERVISOR WALTER: No, no -- yeah. 2011,
22 and the bill allows FOR the contract to be
23 extended for an additional one year.

24 COUNCILMAN WOOTN: That's correct.

25 SUPERVISOR WALTER: It has to be '11 for

Flynn Stenography & Transcription Service
(631) 727-1107

1 an additional one year.

2 COUNCILMAN DUNLEAVY: Second.

3 COUNCILMAN WOOTEN: Right.

4 SUPERVISOR WALTER: Can I help you, sir?

5 MR. TALDONE: You called for comments.

6 SUPERVISOR WALTER: Comments on the
7 resolutions, yes. So we're good.

8 MR. TALDONE: Good afternoon, Supervisor
9 Walter, Members of the Town Board. I'm here to
10 speak on Items --

11 MS. WILHELM: Vince, could you just state
12 your name for the record?

13 MR. TALDONE: I'm sorry. Vince Taldone.

14 MS. WILHELM: Thank you.

15 MR. TALDONE: Northern Parkway here in
16 Riverhead.

17 I'm here to speak briefly about the three
18 resolutions about the kennel attendant
19 positions, 930, 31 and 32, just to stress the
20 urgency of the need to fill those position so
21 that we can it take care of those animals.

22 But I also wanted to speak generally about
23 the lack of care that has been occurring there
24 at the shelter, in part due to the staff issues,
25 and I know the injury that our lead ACO

Flynn Stenography & Transcription Service
(631) 727-1107

1 suffered. But dogs left in a shelter in dark
2 cages for 24 hours without any human or other
3 contact is just wrong.

4 And, you know, we wouldn't do this if we
5 were running a hospital, we don't do this at the
6 Recreational Department, we have on-call people
7 who come, who take care of the emergency needs
8 when there is an emergency. And I'm not blaming
9 the Police Department, because they can only do
10 what you provide the resources to do.

11 So I really leave that at your door, and I
12 hope you'll begin to address the longer term
13 need to have some other way of running that
14 shelter, so that police can be doing police
15 work, and people who know how to run shelters
16 and care about animals, and will try their best
17 to focus on only that issue will run our
18 shelter.

19 The North Fork Animal League, I know that
20 as negotiations didn't succeed. Southampton
21 Shelter has a beautiful facility. I don't know
22 if a deal can be struck. I don't know else we
23 can cooperate with in order to save taxpayer
24 money, but providing the best care for the
25 animals that we can.

Flynn Stenography & Transcription Service
(631) 727-1107

1 And I noticed earlier, the invocation
2 included comments or quotes from Saint Francis,
3 our guardian of the animals. So, please, bear
4 in mind we're responsible for those animals.
5 They can't take care of themselves. Thank you.

6 SUPERVISOR WALTER: Thanks, Vince.

7 COUNCILMAN DUNLEAVY: Thank you.

8 SUPERVISOR WALTER: Do we have the three
9 names yet?

10 MS. MC LAUGHLIN: Yeah, I have to bring
11 them up.

12 COUNCILMAN GABRIELSEN: She has to bring
13 them up.

14 SUPERVISOR WALTER: Okay. So let's just
15 get the names in case somebody want to talk
16 about that. Do you want to call them out?

17 Any other comments on resolutions? Yes,
18 go ahead.

19 MS. DE VITO: Good afternoon. Angela
20 DeVito, South Jamesport.

21 I have some questions about the
22 resolutions on various personnel issues. The
23 creation of call-in, there's several call-in
24 positions that you are creating, are there
25 stipends associated with someone being a

Flynn Stenography & Transcription Service
(631) 727-1107

1 call-in?

2 SUPERVISOR WALTER: No.

3 MS. DE VITO: I mean, I understand they
4 would be paid if they actually come in and work.

5 SUPERVISOR WALTER: They would be paid if
6 they come in.

7 MS. DE VITO: But are they paid a stipend
8 for being on call?

9 SUPERVISOR WALTER: Well, it depends on
10 what it is. You'd have to go resolution by
11 resolution. If it's call-in, then it's when we
12 call them, they get paid. If they're on call,
13 THEN there might be a stipend or something.

14 MS. DE VITO: So you differentiate between
15 someone who's on call versus a call-in?

16 SUPERVISOR WALTER: Correct.

17 MS. DE VITO: Okay, those there. And the
18 other one is the temporary clerks for the Tax
19 Receiver's Office. What is the term of that
20 employment, temporary start and stop date for
21 that?

22 SUPERVISOR WALTER: Apparently -- which
23 resolution is that?

24 MS. DE VITO: Oh, sorry, 910 and 911.

25 SUPERVISOR WALTER: The Tax Receiver

Flynn Stenography & Transcription Service
(631) 727-1107

1 should have a --

2 COUNCILMAN DUNLEAVY: Due January 25th.

3 COUNCILWOMAN GIGLIO: There you go.

4 MS. DE VITO: So that doesn't exceed, then
5 then there's not a 13-week -- it's not in excess
6 of 13 weeks?

7 SUPERVISOR WALTER: Not between now and then.

8 MS. DE VITO: Okay. Thank you.

9 SUPERVISOR WALTER: Does anybody else wish
10 to be heard on resolutions?

11 Okay. It looks like if the Board accepts
12 these three resolutions, it will be Ariel
13 Reichel, Loretta Kotowicz --

14 SUPERVISOR WALTER: Did I do that all right?

15 COUNCILMAN WOOTEN: You did good.

16 SUPERVISOR WALTER: And Lou Passantino.

17 COUNCILMAN WOOTEN: That's good. We
18 interviewed them all.

19 SUPERVISOR WALTER: Lou Passantino, any
20 relation to Wading River Lou Passantino?

21 COUNCILMAN GABRIELSEN: He's from Wading
22 River, yeah.

23 SUPERVISOR WALTER: Is it the father?

24 COUNCILMAN GABRIELSEN: It's like a big
25 family. No. One of the brothers, yeah.

Flynn Stenography & Transcription Service
(631) 727-1107

1 SUPERVISOR WALTER: I didn't think he --
2 doesn't he drive a --

3 COUNCILMAN WOOTEN: A bus.

4 COUNCILMAN GABRIELSEN: He does
5 (indaudible).

6 COUNCILMAN WOOTEN: He has a rowboat
7 there.

8 SUPERVISOR WALTER: Yeah. It's a small
9 town. We like to discuss all different things.
10 Okay.

11 Diane, no other comments on resolutions,
12 call the resolutions.

13 MS. WILHELM: Resolution 895.

14 COUNCILMAN DUNLEAVY: General Fund
15 Historical Properties Budget Adjustment. So
16 moved.

17 COUNCILMAN WOOTEN: Seconded.

18 SUPERVISOR WALTER: Moved and seconded.
19 Vote, please.

20 (Roll Call Vote By Town Clerk.)

21 COUNCILWOMAN GIGLIO: Yes.

22 COUNCILMAN GABRIELSEN: Yes.

23 COUNCILMAN WOOTEN: Yes.

24 COUNCILMAN DUNLEAVY: Yes.

25 SUPERVISOR WALTER: Yes.

Flynn Stenography & Transcription Service
(631) 727-1107

1 MS. WILHELM: Resolution adopted.

2 Resolution 896.

3 COUNCILMAN WOOTEN: General Fund Budget

4 Adjustment. So moved.

5 COUNCILMAN GABRIELSEN: And seconded.

6 SUPERVISOR WALTER: Moved and seconded.

7 Vote, please.

8 (Roll Call Vote By Town Clerk.)

9 COUNCILWOMAN GIGLIO: Yes.

10 COUNCILMAN GABRIELSEN: Yes.

11 COUNCILMAN WOOTEN: Yes.

12 COUNCILMAN DUNLEAVY: Yes.

13 SUPERVISOR WALTER: Yes.

14 MS. WILHELM: Resolution adopted.

15 Resolution 897.

16 COUNCILMAN GABRIELSEN: Highway District

17 Budget Adjustment. So moved.

18 COUNCILWOMAN GIGLIO: And seconded.

19 SUPERVISOR WALTER: Moved and seconded.

20 Vote, please.

21 (Roll Call Vote By Town Clerk.)

22 COUNCILWOMAN GIGLIO: Yes.

23 COUNCILMAN GABRIELSEN: Yes.

24 COUNCILMAN WOOTEN: Yes.

25 COUNCILMAN DUNLEAVY: Yes.

Flynn Stenography & Transcription Service
(631) 727-1107

1 SUPERVISOR WALTER: Yes.

2 MS. WILHELM: Resolution adopted.

3 Resolution 898.

4 COUNCILWOMAN GIGLIO: Riverhead Housing

5 General Fund Budget Adjustment. So moved.

6 COUNCILMAN DUNLEAVY: And seconded.

7 SUPERVISOR WALTER: Moved and seconded.

8 Vote, please.

9 (Roll Call Vote By Town Clerk.)

10 COUNCILWOMAN GIGLIO: Yes.

11 COUNCILMAN GABRIELSEN: Yes.

12 COUNCILMAN WOOTEN: Yes.

13 COUNCILMAN DUNLEAVY: Yes.

14 SUPERVISOR WALTER: Yes.

15 MS. WILHELM: Resolution adopted.

16 Resolution 899.

17 COUNCILMAN DUNLEAVY: Scavenger Waste

18 District Budget Adjustment. So moved.

19 COUNCILMAN WOOTEN: Second.

20 SUPERVISOR WALTER: Moved and seconded.

21 Vote, please.

22 (Roll Call Vote By Town Clerk.)

23 COUNCILWOMAN GIGLIO: Yes.

24 COUNCILMAN GABRIELSEN: Yes.

25 COUNCILMAN WOOTEN: Yes.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN DUNLEAVY: Yes.

2 SUPERVISOR WALTER: Yes.

3 MS. WILHELM: Resolution adopted.

4 Resolution 900.

5 COUNCILMAN WOOTEN: Sewer District Budget

6 Adjustment. So moved.

7 COUNCILMAN GABRIELSEN: And seconded.

8 SUPERVISOR WALTER: Moved and seconded.

9 Vote, please.

10 (Roll Call Vote By Town Clerk.)

11 COUNCILWOMAN GIGLIO: Yes.

12 COUNCILMAN GABRIELSEN: Yes.

13 COUNCILMAN WOOTEN: Yes.

14 COUNCILMAN DUNLEAVY: Yes.

15 SUPERVISOR WALTER: Yes.

16 MS. WILHELM: Resolution adopted.

17 Resolution 901.

18 COUNCILMAN GABRIELSEN: Stop & Shop Fuel

19 Facility Riverhead Seer District Capital

20 Improvement Project Budget Adjustment --

21 Adoption. So moved.

22 COUNCILWOMAN GIGLIO: And seconded.

23 SUPERVISOR WALTER: Moved and seconded.

24 Vote, please.

25 (Roll Call Vote By Town Clerk.)

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILWOMAN GIGLIO: Yes.

2 COUNCILMAN GABRIELSEN: Yes.

3 COUNCILMAN WOOTEN: Yes.

4 COUNCILMAN DUNLEAVY: Yes.

5 SUPERVISOR WALTER: Yes.

6 MS. WILHELM: Resolution adopted.

7 Resolution 902.

8 COUNCILWOMAN GIGLIO: Storm Water

9 Pollution Prevention Plan Budget Adjustment. So

10 moved.

11 COUNCILMAN DUNLEAVY: And seconded.

12 SUPERVISOR WALTER: Moved and seconded.

13 Vote, please.

14 (Roll Call Vote By Town Clerk.)

15 COUNCILWOMAN GIGLIO: Yes.

16 COUNCILMAN GABRIELSEN: Yes.

17 COUNCILMAN WOOTEN: Yes.

18 COUNCILMAN DUNLEAVY: Yes.

19 SUPERVISOR WALTER: Yes.

20 MS. WILHELM: Resolution adopted.

21 Resolution 903.

22 COUNCILMAN DUNLEAVY: Authorizes Execution

23 and Submission of Grant Application to Suffolk

24 County for Fiscal Year 2013 Community

25 Development Block Grant Funds. So moved.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN WOOTEN: And seconded.

2 SUPERVISOR WALTER: Moved and seconded.

3 Vote, please.

4 (Roll Call Vote By Town Clerk.)

5 COUNCILWOMAN GIGLIO: Yes.

6 COUNCILMAN GABRIELSEN: Yes.

7 COUNCILMAN WOOTEN: Yes.

8 COUNCILMAN DUNLEAVY: Yes.

9 SUPERVISOR WALTER: Yes.

10 MS. WILHELM: Resolution adopted.

11 Resolution 904.

12 COUNCILMAN WOOTEN: Awards Bid for Annual

13 Heating, Ventilating and Air Conditioning

14 Maintenance Contract. So moved.

15 COUNCILMAN GABRIELSEN: And seconded.

16 SUPERVISOR WALTER: Moved and seconded.

17 Vote, please.

18 (Roll Call Vote By Town Clerk.)

19 COUNCILWOMAN GIGLIO: Yes.

20 COUNCILMAN GABRIELSEN: Yes.

21 COUNCILMAN WOOTEN: Yes.

22 COUNCILMAN DUNLEAVY: Yes.

23 SUPERVISOR WALTER: Yes.

24 MS. WILHELM: Resolution adopted.

25 Resolution 905.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN GABRIELSEN: Terminates a
2 Wastewater Treatment Plant Operator II in the
3 Riverhead Sewer District. So moved.

4 COUNCILWOMAN GIGLIO: And seconded.

5 SUPERVISOR WALTER: Moved and seconded.
6 Vote, please.

7 (Roll Call Vote By Town Clerk.)

8 COUNCILWOMAN GIGLIO: Yes.

9 COUNCILMAN GABRIELSEN: Yes.

10 COUNCILMAN WOOTEN: Terminates, huh? Yes.

11 COUNCILMAN DUNLEAVY: Yes.

12 SUPERVISOR WALTER: Yes.

13 MS. WILHELM: Resolution adopted.

14 Resolution 906.

15 COUNCILWOMAN GIGLIO: Appoints a Part-time
16 Crossing Guard. So moved.

17 COUNCILMAN DUNLEAVY: And seconded.

18 SUPERVISOR WALTER: Moved and seconded.

19 Vote, please.

20 (Roll Call Vote By Town Clerk.)

21 COUNCILWOMAN GIGLIO: Yes.

22 COUNCILMAN GABRIELSEN: Yes.

23 COUNCILMAN WOOTEN: Yes.

24 COUNCILMAN DUNLEAVY: Yes.

25 SUPERVISOR WALTER: Yes.

Flynn Stenography & Transcription Service
(631) 727-1107

1 MS. WILHELM: Resolution adopted.

2 Resolution 907.

3 COUNCILMAN DUNLEAVY: Setting Terms and

4 Conditions of Employment for Town Board

5 Coordinator Tracey Densieski. So moved.

6 COUNCILMAN WOOTEN: Seconded.

7 SUPERVISOR WALTER: Moved and seconded.

8 Vote, please. Vote, please.

9 MS. WILHELM: Okay. I'm lost.

10 (Roll Call Vote By Town Clerk.)

11 COUNCILWOMAN GIGLIO: Yes.

12 COUNCILMAN GABRIELSEN: Yes.

13 COUNCILMAN WOOTEN: Yes.

14 COUNCILMAN DUNLEAVY: Yes.

15 SUPERVISOR WALTER: Yes.

16 MS. WILHELM: Resolution adopted.

17 Resolution 908.

18 COUNCILMAN WOOTEN: Appoints a call-in

19 Fire Inspector. So moved.

20 COUNCILMAN GABRIELSEN: And seconded.

21 SUPERVISOR WALTER: Moved and seconded.

22 Vote, please.

23 (Roll Call Vote By Town Clerk.)

24 COUNCILWOMAN GIGLIO: Yes.

25 COUNCILMAN GABRIELSEN: Yes.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN WOOTEN: Yes.

2 COUNCILMAN DUNLEAVY: Yes.

3 SUPERVISOR WALTER: Yes.

4 MS. WILHELM: Resolution adopted.

5 Resolution 909.

6 COUNCILMAN GABRIELSEN: Accepts the
7 Resignation of a Part-Time Kennel Attendant. So
8 moved.

9 COUNCILWOMAN GIGLIO: And seconded.

10 SUPERVISOR WALTER: Moved and seconded.

11 Vote, please.

12 (Roll Call Vote By Town Clerk.)

13 COUNCILWOMAN GIGLIO: Yes.

14 COUNCILMAN GABRIELSEN: Yes.

15 COUNCILMAN WOOTEN: Yes.

16 COUNCILMAN DUNLEAVY: I wish her all the
17 luck in the world. She got a full-time job in
18 another municipality, so good luck. Yes.

19 SUPERVISOR WALTER: Yes.

20 MS. WILHELM: Resolution adopted.

21 Resolution 910.

22 COUNCILWOMAN GIGLIO: Appoints a Temporary
23 Clerk to the Tax Receiver's Office. So move.

24 COUNCILMAN DUNLEAVY: And seconded.

25 SUPERVISOR WALTER: Moved and seconded.

Flynn Stenography & Transcription Service
(631) 727-1107

1 Vote, please.

2 (Roll Call Vote By Town Clerk.)

3 COUNCILWOMAN GIGLIO: Yes.

4 COUNCILMAN GABRIELSEN: Yes.

5 COUNCILMAN WOOTEN: Yes.

6 COUNCILMAN DUNLEAVY: Yes.

7 SUPERVISOR WALTER: Yes.

8 MS. WILHELM: Resolution adopted.

9 Resolution 911.

10 COUNCILMAN DUNLEAVY: Reappoints a

11 Temporary Clerk to the Tax Receiver's Office.

12 So moved.

13 COUNCILMAN WOOTEN: Seconded.

14 SUPERVISOR WALTER: Moved and seconded.

15 Vote, please.

16 (Roll Call Vote By Town Clerk.)

17 COUNCILWOMAN GIGLIO: Yes.

18 COUNCILMAN GABRIELSEN: Yes.

19 COUNCILMAN WOOTEN: Yes.

20 COUNCILMAN DUNLEAVY: Yes.

21 SUPERVISOR WALTER: Yes.

22 MS. WILHELM: Resolution adopted.

23 Resolution 912.

24 COUNCILMAN WOOTEN: Awards Bid for Paint.

25 So moved.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN GABRIELSEN: And seconded

2 SUPERVISOR WALTER: Moved and seconded.

3 Vote, please.

4 (Roll Call Vote By Town Clerk.)

5 COUNCILWOMAN GIGLIO: Yes.

6 COUNCILMAN GABRIELSEN: Yes.

7 COUNCILMAN WOOTEN: Yes.

8 COUNCILMAN DUNLEAVY: Yes. I just --

9 we're awarding this paint and I hope it's paid

10 for the sign this year, because we hold it --

11 this is a water-based paint and you can't hold

12 water based paint for any length in the

13 district. So I just hope we can paint it this

14 year so we can start using it. I vote yes.

15 SUPERVISOR WALTER: Yes.

16 MS. WILHELM: Resolution adopted.

17 Resolution 913.

18 COUNCILMAN GABRIELSEN: Appoints a Call-In

19 Recreation Aide to the Recreation Department.

20 So moved.

21 COUNCILWOMAN GIGLIO: And seconded.

22 SUPERVISOR WALTER: Moved and seconded.

23 Vote, please.

24 (Roll Call Vote By Town Clerk.)

25 COUNCILWOMAN GIGLIO: Yes.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN GABRIELSEN: Yes.

2 COUNCILMAN WOOTEN: Yes.

3 COUNCILMAN DUNLEAVY: Yes.

4 SUPERVISOR WALTER: Yes.

5 MS. WILHELM: Resolution adopted.

6 Resolution 914.

7 COUNCILWOMAN GIGLIO: Appoints a Call-In

8 Recreation Aide to the Recreation Department.

9 So moved.

10 COUNCILMAN DUNLEAVY: And seconded.

11 SUPERVISOR WALTER: Moved and seconded.

12 Vote, please.

13 (Roll Call Vote By Town Clerk.)

14 COUNCILWOMAN GIGLIO: Yes.

15 COUNCILMAN GABRIELSEN: Yes.

16 COUNCILMAN WOOTEN: Yes.

17 COUNCILMAN DUNLEAVY: Yes.

18 SUPERVISOR WALTER: Yes.

19 MS. WILHELM: Resolution adopted.

20 Resolution 915.

21 COUNCILMAN DUNLEAVY: Riverhead Scavenger

22 Waste District Rate Adjustment for Tipping Fees

23 at the Scavenger Waste Plant. So moved.

24 COUNCILMAN WOOTEN: Seconded.

25 SUPERVISOR WALTER: Moved and seconded.

Flynn Stenography & Transcription Service
(631) 727-1107

1 Vote, please.

2 (Roll Call Vote By Town Clerk.)

3 COUNCILWOMAN GIGLIO: Yes.

4 COUNCILMAN GABRIELSEN: Yes.

5 COUNCILMAN WOOTEN: Yes.

6 COUNCILMAN DUNLEAVY: Yes.

7 SUPERVISOR WALTER: Yes.

8 MS. WILHELM: Resolution adopted.

9 Resolution 916.

10 COUNCILMAN WOOTEN: Authorizes Town Clerk

11 to Republish a Notice for GASB 45 Actuarial

12 Services for Town of Riverhead. So moved.

13 COUNCILMAN GABRIELSEN: And seconded.

14 SUPERVISOR WALTER: Moved and seconded.

15 Vote, please.

16 (Roll Call Vote By Town Clerk.)

17 COUNCILWOMAN GIGLIO: Yes.

18 COUNCILMAN GABRIELSEN: Yes.

19 COUNCILMAN WOOTEN: Yes.

20 COUNCILMAN DUNLEAVY: Yes.

21 SUPERVISOR WALTER: Yes.

22 MS. WILHELM: Resolution adopted.

23 Resolution 917.

24 COUNCILMAN GABRIELSEN: Awards Bid for

25 Disposal and Recycling of Municipal Solid Waste.

Flynn Stenography & Transcription Service
(631) 727-1107

1 So moved.

2 COUNCILWOMAN GIGLIO: And seconded.

3 SUPERVISOR WALTER: Moved and seconded.

4 Voted, please.

5 (Roll Call Vote By Town Clerk.)

6 COUNCILWOMAN GIGLIO: Yes.

7 COUNCILMAN GABRIELSEN: Yes.

8 COUNCILMAN WOOTEN: Yes.

9 COUNCILMAN DUNLEAVY: Yes.

10 SUPERVISOR WALTER: Yes.

11 MS. WILHELM: Resolution adopted.

12 Resolution 918.

13 COUNCILMAN DUNLEAVY: Awards Bid for

14 Insurance Brokerage Services. So moved.

15 COUNCILMAN WOOTEN: You missed one.

16 COUNCILMAN DUNLEAVY: I missed one?

17 COUNCILMAN WOOTEN: 918.

18 SUPERVISOR WALTER: 918.

19 MS. WILHELM: 918.

20 COUNCILMAN DUNLEAVY: Awards Bid for

21 Disposal of Town Generated Construction and

22 Demolition Material. So moved.

23 COUNCILWOMAN GIGLIO: And seconded.

24 SUPERVISOR WALTER: Moved and seconded.

25 Vote, please.

Flynn Stenography & Transcription Service
(631) 727-1107

1 (Roll Call Vote By Town Clerk.)

2 COUNCILWOMAN GIGLIO: Yes.

3 COUNCILMAN GABRIELSEN: Yes.

4 COUNCILMAN WOOTEN: Yes.

5 COUNCILMAN DUNLEAVY: Yes.

6 SUPERVISOR WALTER: Yes.

7 MS. WILHELM: Resolution adopted.

8 Resolution 919.

9 COUNCILMAN DUNLEAVY: Awards Bid for

10 Insurance Brokerage Services. So moved.

11 COUNCILMAN WOOTEN: Second.

12 SUPERVISOR WALTER: Moved and seconded.

13 Vote, please.

14 (Roll Call Vote By Town Clerk.)

15 COUNCILWOMAN GIGLIO: Yes.

16 COUNCILMAN GABRIELSEN: Yes.

17 COUNCILMAN WOOTEN: Yes.

18 COUNCILMAN DUNLEAVY: Yes.

19 SUPERVISOR WALTER: Yes.

20 MS. WILHELM: Resolution adopted.

21 Resolution 920.

22 COUNCILMAN WOOTEN: Approves the Chapter

23 90 Application of Competitive Events Group, the

24 2013 Duathlon-Run/Walk/Run, September 14, 2013.

25 So moved.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN GABRIELSEN: And seconded.

2 SUPERVISOR WALTER: Moved and seconded.

3 Vote, please.

4 (Roll Call Vote By Town Clerk.)

5 COUNCILWOMAN GIGLIO: Yes.

6 COUNCILMAN GABRIELSEN: Yes.

7 COUNCILMAN WOOTEN: Yes.

8 COUNCILMAN DUNLEAVY: Yes.

9 SUPERVISOR WALTER: Yes.

10 MS. WILHELM: Resolution adopted.

11 Resolution 921.

12 COUNCILMAN GABRIELSEN: Establishes

13 Expedited Emergency Procedure for Approvals

14 Under Chapters 12 and 107 of the Riverhead Town

15 Code. So moved.

16 COUNCILWOMAN GIGLIO: And seconded

17 SUPERVISOR WALTER: Moved and seconded.

18 Vote, please.

19 MS. WILHELM: Giglio. (Check)

20 COUNCILWOMAN GIGLIO: This is -- I didn't

21 see this in there.

22 SUPERVISOR WALTER: No, we had that in

23 there.

24 COUNCILWOMAN GIGLIO: We did?

25 SUPERVISOR WALTER: Expedited, expedited

Flynn Stenography & Transcription Service
(631) 727-1107

1 review process.

2 COUNCILWOMAN GIGLIO: Okay. Yes.

3 COUNCILMAN GABRIELSEN: Yes.

4 COUNCILMAN WOOTEN: Yes.

5 COUNCILMAN DUNLEAVY: Yes. They have
6 "Hurricane Sandy," but I don't know if it was a
7 "Tropical Storm Sandy." I think that it was
8 changed. Would you check on that. I vote yes.

9 SUPERVISOR WALTER: Yes.

10 MS. WILHELM: Resolution adopted.

11 Resolution 922.

12 COUNCILWOMAN GIGLIO: Extends Waiver of
13 Fees for Permits for Repairs Due to Storm
14 Damage. So moved.

15 COUNCILMAN DUNLEAVY: And seconded.

16 SUPERVISOR WALTER: Moved and seconded.
17 Vote, please.

18 (Roll Called by Diane Wilhelm, Clerk.)

19 COUNCILWOMAN GIGLIO: People are having a
20 hard time getting their applications in because
21 they're waiting for the insurance companies to
22 come out and look at the damage. So the Town
23 Board is going to extend the waiver of the fees.
24 Yes.

25 COUNCILMAN GABRIELSEN: Yes.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN DUNLEAVY: Yes.

2 MS. WILHELM: Oh, sorry.

3 COUNCILMAN WOOTEN: Yes.

4 MS. WILHELM: I did that one out of order.

5 SUPERVISOR WALTER: Yes.

6 MS. WILHELM: Resolution adopted.

7 Resolution 923.

8 COUNCILMAN DUNLEAVY: Approves Chapter 90

9 Application of Riverhead Adventures, LLC,

10 5K-10K Recreational Run, May 25th, 2013 and

11 August 10th, 2012. So moved.

12 COUNCILMAN WOOTEN: Seconded.

13 SUPERVISOR WALTER: Moved and seconded.

14 Vote, please.

15 (Roll Call Vote By Town Clerk.)

16 COUNCILWOMAN GIGLIO: Yes.

17 COUNCILMAN GABRIELSEN: Yes.

18 COUNCILMAN WOOTEN: Yes.

19 COUNCILMAN DUNLEAVY: Yes.

20 SUPERVISOR WALTER: Yes.

21 MS. WILHELM: Resolution adopted.

22 Resolution 924.

23 COUNCILMAN WOOTEN: Authorizes Town Clerk

24 to Publish and Post Public Notice for Public

25 Hearing Regarding a Local Law to Amend Chapter

Flynn Stenography & Transcription Service
(631) 727-1107

1 108 Entitled "Zoning" of the Riverhead Town
2 Code. So moved.

3 COUNCILMAN GABRIELSEN: And seconded.

4 SUPERVISOR WALTER: Moved and seconded.

5 Vote, please.

6 (Roll Call Vote By Town Clerk.)

7 COUNCILWOMAN GIGLIO: Yes.

8 COUNCILMAN GABRIELSEN: Yes.

9 COUNCILMAN WOOTEN: Yes.

10 COUNCILMAN DUNLEAVY: Yes.

11 SUPERVISOR WALTER: Yes.

12 MS. WILHELM: Resolution adopted.

13 Resolution 925.

14 COUNCILMAN GABRIELSEN: Extends Bid for
15 Electric Motor Repair/Replacement Including
16 Emergency Repair for the Riverhead Water
17 District. So moved.

18 SUPERVISOR WALTER: As amended.

19 COUNCILMAN GABRIELSEN: As amended.

20 SUPERVISOR WALTER: That first paragraph,
21 the "whereas" should be December 6th, 2011, not
22 2012.

23 MS. MC LAUGHLIN: It is on the official
24 copy in that. I changed that in that.

25 SUPERVISOR WALTER: Okay.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILWOMAN GIGLIO: And I was waiting
2 for an answer back from Ann Marie.

3 UNKNOWN SPEAKER: Yes. It's up to a
4 three-year extension.

5 COUNCILWOMAN GIGLIO: Okay.

6 UNKNOWN SPEAKER: Yes.

7 COUNCILWOMAN GIGLIO: Thank you.

8 Unknown SPEAKER: I just found out.

9 COUNCILWOMAN GIGLIO: Okay. And seconded.

10 SUPERVISOR WALTER: Moved and seconded.

11 Vote, please.

12 (Roll Call Vote By Town Clerk.)

13 COUNCILWOMAN GIGLIO: Yes.

14 COUNCILMAN GABRIELSEN: Yes.

15 COUNCILMAN WOOTEN: Yes.

16 COUNCILMAN DUNLEAVY: Yes.

17 SUPERVISOR WALTER: Yes.

18 MS. WILHELM: Resolution adopted.

19 Resolution 926.

20 COUNCILMAN WOOTEN: This authorizes the
21 Supervisor to Execute a Stipulation of Agreement
22 with the Riverhead Police Benevolent
23 Association. So moved.

24 COUNCILMAN GABRIELSEN: And seconded.

25 SUPERVISOR WALTER: Moved and seconded.

Flynn Stenography & Transcription Service
(631) 727-1107

1 Vote, please.

2 (Roll Call Vote By Town Clerk.)

3 COUNCILWOMAN GIGLIO: Yes.

4 COUNCILMAN GABRIELSEN: Yes.

5 COUNCILMAN WOOTEN: Yes.

6 COUNCILMAN DUNLEAVY: I'm going to vote
7 no. The only reason is I've asked the PBA to
8 start giving something back to the Town
9 taxpayers, and it just doesn't seem like this is
10 palpable to them. So I have to vote no for this
11 extension.

12 SUPERVISOR WALTER: Yes. And I just want
13 to point out with this, one of the reasons that
14 this is good for the Town is that it adds a
15 sixth step to the new officers hires.

16 And the Town had been working with the PBA
17 to obtain -- we were working to obtain
18 contributions to the health insurance, but the
19 sixth step for the five new officers will save
20 more money for the residents of the Town than
21 actually having the health insurance for new
22 officers. And so I vote yes. And it was a hard
23 fought contract, but I'm happy that we got it
24 behind us.

25 MS. WILHELM: Resolution adopted.

Flynn Stenography & Transcription Service
(631) 727-1107

1 Resolution 927.

2 COUNCILMAN DUNLEAVY: Authorization to
3 Re-Publish Advertisement for Request for
4 Proposals for Collection and Recycling of
5 Electronic Waste. So moved.

6 COUNCILMAN WOOTEN: I'll second it.

7 SUPERVISOR WALTER: Moved and seconded.
8 Vote, please.

9 (Roll Call Vote By Town Clerk.)

10 COUNCILWOMAN GIGLIO: Yes.

11 COUNCILMAN GABRIELSEN: Yes.

12 COUNCILMAN WOOTEN: Yes.

13 COUNCILMAN DUNLEAVY: Yes.

14 SUPERVISOR WALTER: Yes.

15 MS. WILHELM: Resolution adopted.

16 Resolution 928.

17 COUNCILMAN WOOTEN: Appoints Police
18 Officers to the Police Department. So moved.

19 COUNCILMAN GABRIELSEN: And seconded.

20 SUPERVISOR WALTER: Moved and seconded.

21 Vote, please.

22 COUNCILWOMAN GIGLIO: Yes.

23 COUNCILMAN GABRIELSEN: Yes.

24 COUNCILMAN WOOTEN: Yes.

25 COUNCILMAN DUNLEAVY: Yes. Forty police

Flynn Stenography & Transcription Service
(631) 727-1107

1 officers have to go to the Academy, so we won't
2 see them until September of next year. But one
3 officer works for the State, and there's a
4 Certified Police Officer, so he can go to work
5 right away. So I vote yes.

6 SUPERVISOR WALTER: Yes. And welcome
7 aboard Sean Evans, Daniel Hogan, Patryk
8 Loszewski --

9 COUNCILMAN WOOTEN: Wilenski, you think?

10 SUPERVISOR WALTER: Wilenski?

11 COUNCILMAN WOOTEN: Yeah.

12 SUPERVISOR WALTER: David VonVoigt and
13 Christopher Burns. Congratulations.

14 COUNCILMAN WOOTEN: Sorry, Loszewski.

15 SUPERVISOR WALTER: Loszewski.

16 MS. WILHELM: Resolution adopted.

17 Resolution 929.

18 COUNCILMAN GABRIELSEN: General Fund
19 Historical Properties HVAC System Budget
20 Adjustment. So moved.

21 COUNCILWOMAN GIGLIO: And seconded.

22 SUPERVISOR WALTER: Moved and seconded.
23 Vote, please.

24 (Roll Call Vote By Town Clerk.)

25 COUNCILWOMAN GIGLIO: Yes.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN GABRIELSEN: Yes.

2 COUNCILMAN WOOTEN: Yes.

3 COUNCILMAN DUNLEAVY: Yes.

4 SUPERVISOR WALTER: Yes.

5 MS. WILHELM: Resolution adopted.

6 Resolution 930.

7 COUNCILWOMAN GIGLIO: Appoints Part-Time

8 Kennel Attendant. So moved.

9 COUNCILMAN DUNLEAVY: And seconded.

10 SUPERVISOR WALTER: Moved and seconded.

11 Vote, please.

12 (Roll Call Vote By Town Clerk.)

13 COUNCILWOMAN GIGLIO: Yes.

14 COUNCILMAN GABRIELSEN: Yes.

15 COUNCILMAN WOOTEN: Yes.

16 COUNCILMAN DUNLEAVY: Yes.

17 SUPERVISOR WALTER: Yes.

18 MS. WILHELM: Resolution adopted.

19 Resolution 931.

20 COUNCILMAN DUNLEAVY: Appoints Part-Time

21 Kennel Attendant. So moved.

22 COUNCILMAN WOOTEN: And I'll second.

23 SUPERVISOR WALTER: Moved and seconded.

24 Vote, please.

25 (Roll Call Vote By Town Clerk.)

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILWOMAN GIGLIO: Yes.

2 COUNCILMAN GABRIELSEN: Yes.

3 COUNCILMAN WOOTEN: Yes.

4 COUNCILMAN DUNLEAVY: Yes.

5 SUPERVISOR WALTER: Welcome aboard, Lou. Yes.

6 MS. WILHELM: Resolution adopted.

7 Resolution 932.

8 COUNCILMAN WOOTEN: Here comes Lou.

9 Appoints a Part-Time Kennel Attendant. So

10 moved.

11 COUNCILMAN GABRIELSEN: And seconded.

12 SUPERVISOR WALTER: Moved and seconded.

13 Vote, please.

14 (Roll Call Vote By Town Clerk.)

15 COUNCILWOMAN GIGLIO: Yes.

16 COUNCILMAN GABRIELSEN: Yes.

17 COUNCILMAN WOOTEN: Yes.

18 COUNCILMAN DUNLEAVY: I vote yes to all

19 three of these, because we really do need this

20 at the animal shelter to take care of these

21 animals that can't take care of themselves. So

22 I vote yes.

23 SUPERVISOR WALTER: Yes.

24 MS. WILHELM: Resolution adopted.

25 Resolution 933

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN GABRIELSEN: Authorizes the
2 Supervisor to Execute a Stipulation with Local
3 1000, AFSCME, AFL-CIO, Riverhead Unit of the
4 Suffolk Local #852. So moved.

5 COUNCILWOMAN GIGLIO: And seconded

6 SUPERVISOR WALTER: Moved and seconded.
7 Vote, please.

8 (Roll Call Vote By Town Clerk.)

9 COUNCILWOMAN GIGLIO: Yes.

10 COUNCILMAN GABRIELSEN: Yes.

11 COUNCILMAN WOOTEN: Yes.

12 COUNCILMAN DUNLEAVY: Yes.

13 SUPERVISOR WALTER: Yes.

14 MS. WILHELM: Resolution adopted.

15 Resolution 934.

16 COUNCILMAN GABRIELSEN: Authorizes
17 Recreational Deer Hunting by Shotgun only on
18 Town Property at Enterprise Park at Calverton,
19 SCTM No. 600-135-1-7.33 and 1751 Sound Avenue,
20 Calverton, SCTM No. 600-60-1-2 from January 7th,
21 2013 to January 31st, 2013. So moved.

22 COUNCILWOMAN GIGLIO: And seconded.

23 SUPERVISOR WALTER: Moved and seconded.
24 Vote, please.

25 (Roll Call Vote By Town Clerk.)

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILWOMAN GIGLIO: Yes.

2 COUNCILMAN GABRIELSEN: Yes.

3 COUNCILMAN WOOTEN: Yes.

4 COUNCILMAN DUNLEAVY: Yes.

5 SUPERVISOR WALTER: Yes.

6 MS. WILHELM: Resolution adopted.

7 Resolution 935.

8 COUNCILMAN DUNLEAVY: Authorizes

9 Acceptance of Employees Retirement Pursuant to

10 Early Retirement Incentive Program Chapter 37,

11 Article III for Eligible Full-time Employees who

12 are Members of the Civil Service Employees

13 Association, Inc. So moved.

14 COUNCILMAN WOOTEN: And I'll second.

15 SUPERVISOR WALTER: Moved and seconded.

16 Vote, please.

17 (Roll Call Vote By Town Clerk.)

18 COUNCILWOMAN GIGLIO: Yes.

19 COUNCILMAN GABRIELSEN: Yes.

20 COUNCILMAN WOOTEN: Yes.

21 COUNCILMAN DUNLEAVY: Yes.

22 SUPERVISOR WALTER: Yes.

23 MS. WILHELM: Resolution adopted.

24 Resolution 936.

25 COUNCILMAN WOOTEN: 936 is Closure of the

Flynn Stenography & Transcription Service
(631) 727-1107

1 "New Animal Donation Account" and Release of
2 Money to "MTAS" Move The Animal Shelter. So moved.

3 COUNCILMAN GABRIELSEN: And seconded

4 SUPERVISOR WALTER: Moved and seconded.

5 Vote, please.

6 (Roll Call Vote By Town Clerk.)

7 COUNCILWOMAN GIGLIO: Yes.

8 COUNCILMAN GABRIELSEN: Yes.

9 COUNCILMAN WOOTEN: Yes.

10 COUNCILMAN DUNLEAVY: Yes.

11 SUPERVISOR WALTER: Yes.

12 MS. WILHELM: Resolution adopted.

13 Resolution 937.

14 COUNCILMAN GABRIELSEN: Authorizes the
15 Town Clerk to Publish and Post a Help Wanted Ad
16 for a Maintenance Mechanic II in the Sewer
17 District. So moved.

18 COUNCILWOMAN GIGLIO: And seconded.

19 SUPERVISOR WALTER: Moved and seconded.

20 Vote, please.

21 (Roll Call Vote By Town Clerk.)

22 COUNCILWOMAN GIGLIO: Yes.

23 COUNCILMAN GABRIELSEN: Yes.

24 COUNCILMAN WOOTEN: Yes.

25 COUNCILMAN DUNLEAVY: Yes.

Flynn Stenography & Transcription Service
(631) 727-1107

1 SUPERVISOR WALTER: Yes.

2 MS. WILHELM: Resolution adopted.

3 Resolution 938.

4 COUNCILWOMAN GIGLIO: Accepts the
5 Resignation of a Part-Time Animal Control
6 Officer I. So moved.

7 COUNCILMAN WOOTEN: Second.

8 COUNCILMAN DUNLEAVY: I'll second.

9 SUPERVISOR WALTER: Moved and seconded.
10 Vote, please.

11 (Roll Call Vote By Town Clerk.)

12 COUNCILWOMAN GIGLIO: Yes.

13 COUNCILMAN GABRIELSEN: Yes.

14 COUNCILMAN WOOTEN: Yes.

15 COUNCILMAN DUNLEAVY: Yes.

16 SUPERVISOR WALTER: Yes.

17 MS. WILHELM: Resolution adopted.

18 Resolution 939.

19 COUNCILMAN DUNLEAVY: Authorizes
20 Supervisor to Release Petty Cash Monies to
21 Receiver of Taxes. So moved.

22 COUNCILMAN WOOTEN: Seconded.

23 SUPERVISOR WALTER: Moved and seconded.

24 Vote, please.

25 (Roll Call Vote By Town Clerk.)

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILWOMAN GIGLIO: Yes.

2 COUNCILMAN GABRIELSEN: Yes.

3 COUNCILMAN WOOTEN: Yes.

4 COUNCILMAN DUNLEAVY: Yes.

5 SUPERVISOR WALTER: Yes.

6 MS. WILHELM: Resolution adopted.

7 Resolution 940.

8 COUNCILMAN WOOTEN: This Authorizes

9 Extension of Time to Remit Real Property Taxes

10 for Senior Citizens Receiving Enhanced Star

11 Pursuant to Section 425 of the Real Property Tax

12 Law. So moved.

13 COUNCILMAN GABRIELSEN: And seconded.

14 SUPERVISOR WALTER: Moved and seconded.

15 Vote, please.

16 (Roll Call Vote By Town Clerk.)

17 COUNCILWOMAN GIGLIO: Yes.

18 COUNCILMAN GABRIELSEN: Yes.

19 COUNCILMAN WOOTEN: Yes.

20 COUNCILMAN DUNLEAVY: Yes.

21 SUPERVISOR WALTER: Yes.

22 MS. WILHELM: Resolution adopted.

23 Resolution 941.

24 COUNCILMAN GABRIELSEN: Pays Bills. So moved.

25 COUNCILWOMAN GIGLIO: And seconded.

Flynn Stenography & Transcription Service
(631) 727-1107

1 SUPERVISOR WALTER: Moved and seconded.

2 Vote, please.

3 (Roll Call Vote By Town Clerk.)

4 COUNCILWOMAN GIGLIO: Yes.

5 COUNCILMAN GABRIELSEN: Yes.

6 COUNCILMAN WOOTEN: Yes.

7 COUNCILMAN DUNLEAVY: Yes.

8 SUPERVISOR WALTER: Yes.

9 MS. WILHELM: Resolution adopted.

10 SUPERVISOR WALTER: Okay. Now we open up
11 the Town Board.

12 MS. WILHELM: There's one more on here.

13 SUPERVISOR WALTER: Oh, I'm sorry. Yup.

14 (942) This was for the resolution to take
15 off the floor, Authorizes the Town Clerk to
16 Publish and Post Public Notice to Consider a
17 Local Law to Amend Chapter 108 of the Riverhead
18 Town Code Entitled "Zoning," Site Plan Review -
19 108-132 Contents of Application. This is the
20 Dominique Mendez resolution.

21 COUNCILMAN WOOTEN: This is going to be
22 Resolution No. 942?

23 MS. WILHELM: Yes, it is.

24 SUPERVISOR WALTER: Can I get a motion to
25 take that resolution off the floor?

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN DUNLEAVY: I make a motion we
2 take Resolution 942 off the floor. So moved.

3 COUNCILMAN WOOTEN: I'll second it.

4 SUPERVISOR WALTER: Moved and seconded.

5 Vote, please.

6 (Roll Call Vote By Town Clerk.)

7 COUNCILWOMAN GIGLIO: Yes.

8 COUNCILMAN GABRIELSEN: Yes.

9 COUNCILMAN WOOTEN: Yes.

10 COUNCILMAN DUNLEAVY: Yes.

11 SUPERVISOR WALTER: Yes.

12 MS. WILHELM: Resolution 942 is taken off
13 the floor.

14 SUPERVISOR WALTER: And do we get a motion
15 to move that resolution forward?

16 MS. WILHELM: Resolution 942.

17 COUNCILMAN WOOTEN: I'll move it.

18 Authorizes the Town Clerk to Publish and Post
19 Public Notice to Consider a Local Law to Amend
20 Chapter 108 of the Riverhead Town Code Entitled
21 "Zoning," specifically Site Plan Review -
22 108-132 Contents of Application. So moved.

23 COUNCILMAN GABRIELSEN: And seconded.

24 SUPERVISOR WALTER: Moved and seconded.

25 Vote, please.

Flynn Stenography & Transcription Service
(631) 727-1107

1 (Roll Call Vote By Town Clerk.)

2 COUNCILWOMAN GIGLIO: Yes.

3 COUNCILMAN GABRIELSEN: Yes.

4 COUNCILMAN WOOTEN: Yes.

5 COUNCILMAN DUNLEAVY: Yes.

6 SUPERVISOR WALTER: Yes.

7 MS. WILHELM: Resolution adopted.

8 SUPERVISOR WALTER: Okay. Now we open it
9 up for public comments for anybody that wishes
10 to comment on any matter before the Board, and
11 we ask you to limit your comments to five
12 minutes.

13 MR. ROMANO: Good afternoon. Steve
14 Romano, Riverhead.

15 SUPERVISOR WALTER: Good afternoon, Steve.

16 MR. ROMANO: Good afternoon. Councilman
17 Dunleavy's "no" vote on the Police Contract, the
18 last time I was here when we were discussing the
19 budget, I believe it was calculated that about
20 40% of the total budget goes to support our
21 police, the buildings, the cars. And it sounded
22 like, from his remark, that there is no
23 containment or restraining of police costs in
24 the new contract. But not knowing any of the
25 specifics, I'm not sure if that's accurate. And

Flynn Stenography & Transcription Service
(631) 727-1107

1 that's my question, what is it costing us? How
2 long is the contract?

3 SUPERVISOR WALTER: It's a four-year
4 contract. It's all contract provisions
5 except -- well, two are -- two key ones are
6 different. It's four -- four years, 2% each
7 year. And then the police officers, the five
8 new officers have to pay an additional step.
9 And I was going to have that bill. Do you have
10 the amount?

11 COUNCILWOMAN GIGLIO: Yeah, it's 105,000,
12 I think. Oh, no, the sixth step is --

13 SUPERVISOR WALTER: Hundred and five.

14 MR. ROTHAAAR: By the sixth year, that
15 would be the savings --

16 COUNCILMAN DUNLEAVY: We can't hear you.

17 SUPERVISOR WALTER: Come up to the --

18 COUNCILMAN WOOTEN: And this is back to
19 2012, so it's actually -- it's four years, but
20 it's actually like three.

21 SUPERVISOR WALTER: So it's \$108,000 for
22 these police officers.

23 MR. ROTHAAAR: By the sixth year, between
24 now and the sixth year, you will have saved
25 105,000, whatever that number is, 105, 6,

Flynn Stenography & Transcription Service
(631) 727-1107

1 whatever it is, for five officers for six years.

2 SUPERVISOR WALTER: Well, what we were
3 trying to do is get the officers -- the new --
4 well, get the officers to contribute to health
5 insurance.

6 COUNCILMAN DUNLEAVY: Can I ask him a
7 question?

8 SUPERVISOR WALTER: Can I finish? Get the
9 officers to contribute to health insurance. But
10 we did the analysis and mathematically, because
11 we were hiring five officers, it was better to
12 get the sixth step that would have saved the
13 Town more money.

14 So it is a four-year contract. Those are
15 the two major differences. There are some other
16 housekeeping differences in the contract, but
17 nothing cost-wise.

18 And it's important to note that the cost
19 of living this year is 2.7%. The police
20 officers aren't even keeping -- it's good for
21 the Town, but it's -- they're not even keeping
22 pace with inflation, which is, you know, not a
23 great thing for the Police Department, but it's
24 cost containment. And it's pretty much in line
25 with the -- well, it's definitely in line with

Flynn Stenography & Transcription Service
(631) 727-1107

1 the tax cap, and it's, for the most part, in
2 line with what we awarded the CSEA, for the most
3 part.

4 COUNCILWOMAN GIGLIO: So they -- and if I
5 could just add on to what the Supervisor said,
6 we had five police officers that retired that
7 were at top pay. So they were making a
8 significant amount more than what the new
9 officers will be starting at.

10 The new officers will not be entitled to
11 get health insurance benefits until after four
12 months of employment, so there's a significant
13 amount of savings there in the health insurance.
14 There is also a significant amount of savings,
15 which is the 105,000, because they would
16 normally reach top pay after four years of
17 employment. Now they won't reach top pay until
18 after five years of employment. So, over the
19 period of time, there's a significant amount of
20 savings with these new officers.

21 Besides Suffolk County, the other police
22 officers are not paying into their health
23 insurance. And Suffolk County covers family
24 100% when they retire from the force, whereas
25 the Town of Riverhead only covers the employee

Flynn Stenography & Transcription Service
(631) 727-1107

1 or the police officer and then they have to pay
2 into their family benefits.

3 So it was -- none of the police officers,
4 except for Suffolk County, and their contract is
5 much different than the Town of Riverhead's, are
6 starting to pay their insurance yet, but we
7 anticipate that that will be in the next
8 contract, that new hires would be paying into
9 their health insurance.

10 COUNCILMAN DUNLEAVY: I just want to ask
11 Bill something, because it wasn't brought to my
12 attention. This hundred and -- this is the
13 first time I'm hearing this figure. This
14 \$100,000 we're saving, you said over six years.
15 Do you mean that each step has been cut down?
16 How could we save over six years when this --
17 had this ever been cut down?

18 MR. ROTHAR: The amount of raise that
19 they got over a five-year period has been
20 extended to six years.

21 COUNCILMAN DUNLEAVY: I agree with that.

22 MR. ROTHAR: So if you started out at a
23 dollar and went to a dollar-ten in five years,
24 it took you six years to get to the dollar-ten,
25 and the savings over that period, times five

Flynn Stenography & Transcription Service
(631) 727-1107

1 police officers, is \$105,000.

2 COUNCILMAN DUNLEAVY: Is that after the
3 sixth year or --

4 MR. ROTHAAAR: When the sixth year is done,
5 we would have saved \$105,000.

6 COUNCILMAN DUNLEAVY: Okay, for that year?

7 MR. ROTHAAAR: For all -- no, for all six years.

8 COUNCILMAN DUNLEAVY: That's what I said,
9 that's essentially cut down. That's the
10 question I asked.

11 MR. ROTHAAAR: Yes, they've all been cut
12 down. So if we started at \$100,000 and went up
13 to 150, instead of giving ten a year, we're
14 going down six years.

15 COUNCILMAN DUNLEAVY: Would you give me an
16 example of what the first-year police officer
17 earns and what they're going to earn under this
18 stipulation?

19 SUPERVISOR WALTER: Didn't we do that at
20 Work Session, John?

21 COUNCILMAN DUNLEAVY: No, this was not
22 discussed. This was not discussed. This is the
23 first time I'm hearing about this, the same with
24 everything else that comes up. This had not
25 been discussed in Work Session.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILWOMAN GIGLIO: Well, I asked the
2 question and I got the answer.

3 COUNCILMAN DUNLEAVY: Okay. So I'm asking
4 the question now.

5 COUNCILWOMAN GIGLIO: Okay.

6 COUNCILMAN DUNLEAVY: Because I didn't
7 even know this was coming up. Councilman
8 Gabrielsen and myself didn't even know this was
9 coming up today. And we asked Jill and she
10 said, "Well, I got three votes." Well, that's
11 great. If they do that way -- if that's the way
12 you guys want to operate, that's fine with me,
13 but I'm asking my question now.

14 COUNCILWOMAN GIGLIO: Okay. But we did
15 discuss it and the Supervisor --

16 COUNCILMAN DUNLEAVY: We did not --

17 COUNCILWOMAN GIGLIO: The Supervisor
18 expressed the importance of getting the PBA
19 contract finalized, so that the five new people
20 that we're hiring to get into the Academy --

21 COUNCILMAN DUNLEAVY: That was not
22 discussed.

23 COUNCILWOMAN GIGLIO: -- the second week
24 in December, that they were getting the sixth
25 step.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN DUNLEAVY: When we left our
2 meeting --

3 COUNCILWOMAN GIGLIO: Okay.

4 COUNCILMAN DUNLEAVY: -- it was three two's.

5 COUNCILMAN GABRIELSEN: Right.

6 COUNCILMAN DUNLEAVY: That's the way we
7 left it, and that's the way Councilman Gabrielsen --

8 COUNCILMAN GABRIELSEN: In John's defense,
9 the latest version, which wasn't put before all
10 Council, we left it out of the Work Session, you
11 know, a certain scenario, and now it's just
12 changed a little bit. But it's been discussed
13 there, but the final conclusion, how we would
14 vote, wasn't discussed.

15 COUNCILMAN DUNLEAVY: Right.

16 MR. ROTHAAAR: So, the answer to your
17 questions, I don't remember the exact amount,
18 but if you start off after the Academy with
19 \$50,000, and the top -- and the top salary is
20 106, those are rounded numbers, now that spread
21 is now over one more year. So somewhere around
22 50 when you come out of the Academy, and I think
23 106 --

24 COUNCILMAN WOOTEN: Well, actually the
25 Academy step is 35,000 for the six months, I

Flynn Stenography & Transcription Service
(631) 727-1107

1 think.

2 MR. ROTHAAAR: Right.

3 COUNCILMAN WOOTEN: So it averages to 47
4 or something.

5 COUNCILMAN DUNLEAVY: I just want to
6 figure out how we're saving this hundred over a
7 six-year period.

8 MR. ROTHAAAR: You're spreading that
9 \$50,000 --

10 COUNCILMAN DUNLEAVY: That's all I want to
11 know.

12 COUNCILMAN WOOTEN: Is it also true that --

13 COUNCILMAN DUNLEAVY: You can see me after
14 the meeting, but I just want to be informed on
15 what we're doing here. Okay?

16 COUNCILMAN WOOTEN: It helps. Is it also
17 true that the tier systems have changed? Now
18 there's no more Tier II, it's Tier VI, I
19 believe.

20 MR. ROTHAAAR: Correct.

21 COUNCILMAN WOOTEN: Which calls for new
22 hires to pay -- I think it's 3% into their
23 pension, is that --

24 MR. ROTHAAAR: I'm not sure if it's 3% or 5%, but
25 the rate --

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN WOOTEN: I think five is three
2 and six may be five.

3 MR. ROTHAAAR: Okay. So maybe six is five,
4 and that reduces our contribution. The rate
5 that we contribute is less for a Tier VI person.

6 COUNCILMAN WOOTEN: The State's addressing
7 this whole --

8 MR. ROTHAAAR: Correct.

9 COUNCILMAN DUNLEAVY: Well, if they pay
10 part of their health insurance, like the
11 employees do, that would be a savings, too, to
12 the Town. Okay?

13 COUNCILMAN WOOTEN: I don't think that
14 will be any question in the next contract.

15 COUNCILMAN DUNLEAVY: But we have to wait
16 and we have to negotiate it in 2015. So this is
17 where I'm coming from. We still have to wait
18 two more years.

19 SUPERVISOR WALTER: 2014.

20 COUNCILWOMAN GIGLIO: Yes, right.

21 SUPERVISOR WALTER: You would start
22 negotiating 2014. One year is already gone in
23 this contract.

24 COUNCILWOMAN GIGLIO: Yup. So in three
25 more years, then there'll be a new contract.

Flynn Stenography & Transcription Service
(631) 727-1107

1 SUPERVISOR WALTER: Right.

2 COUNCILMAN DUNLEAVY: Okay. Thank you.

3 I'll see you after the meeting.

4 MR. ROTHAAAR: Okay.

5 MR. ROMANO: Thank you.

6 SUPERVISOR WALTER: Thank you, Steve.

7 Anything else?

8 MR. ROMANO: Yeah. Can you tell me how
9 many accessory apartment permits have been
10 issued in 2012?

11 SUPERVISOR WALTER: Not off the top of my
12 head, no.

13 MR. ROMANO: I remember asking the same
14 question last year.

15 COUNCILMAN WOOTEN: I don't think --

16 SUPERVISOR WALTER: I'm okay with disbanding
17 board. If I could get a third vote, we would
18 disband it, but we haven't had the third vote.

19 MR. ROMANO: Well, I was a little late,
20 and I apologize --

21 COUNCILMAN WOOTEN: I think we're ready.

22 SUPERVISOR WALTER: We're ready?

23 MR. ROMANO: Was the amendment of the new
24 law that if you were applying for this permit,
25 you now also have to notify all the abutting

Flynn Stenography & Transcription Service
(631) 727-1107

1 homeowners?

2 SUPERVISOR WALTER: No. They're just
3 making it the same throughout the code. The
4 code didn't -- as different sections of the code
5 were added, they didn't always have the same
6 notification requirements in there, so we've
7 made them all, whatever. I think it was seven
8 days.

9 COUNCILWOMAN GIGLIO: Yeah. It didn't
10 specify the number of days, so they could have
11 sent a letter a day before the meeting or, you
12 know -- so it's just housekeeping in
13 establishing the number of days.

14 MR. ROMANO: Well, I just would make a
15 comment. I apologize for being late. It seems
16 that they'll have to reverse action, that I
17 think you want to get more people to apply,
18 because every time you apply another rule for
19 these accessory or actually any permit for any
20 rental, people don't comply. You have to find a
21 way, I know it sounds crazy, just to make it
22 easy so you actually kind of know who they are.
23 If you're charging fees and adding rules and
24 regulations, people just won't apply. That's my
25 comment

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN WOOTEN: Steve, I can tell you,
2 I sit on the Accessory Apartment Review Board as
3 liaison, and I've been to every one of their
4 application meetings, and the hopes that that
5 legislation was adopted with just never came to
6 fruition. You know, I think a lot of it was
7 trying to capture a lot of illegal, but it just
8 never really took off anywhere.

9 MR. ROMANO: Yeah, I'm surprised, too. I
10 mean, Brookhaven has had more success. But
11 actually having my mom go through the process,
12 it was a horrible process. I would recommend
13 anyone who was trying not to do it. It wound up
14 costing her \$3,000 --

15 SUPERVISOR WALTER: That's interesting.

16 MR. ROMANO: -- so my sister could live in
17 the same house. Well, anyway, that's a side
18 note.

19 On a personal question, as the President
20 of Mill Pond Commons, we received a bill from
21 the Town for \$25 for our alarm system. And this
22 is really a matter of principle and not money
23 for the amount of time I spent.

24 I got a phone call from Dan McCormack,
25 after speaking with Bob, in that we have a local

Flynn Stenography & Transcription Service
(631) 727-1107

1 alarm. It's basically a fire alarm, it not
2 longer goes to central call, and by that we
3 assumed we wouldn't be charged a permit fee.

4 We do follow the Fire Marshal regulation,
5 we have the fire -- the inspection company come
6 in once a year to make sure the alarm works.
7 The only difference is there's a strobe light on
8 the outside of the alarm.

9 So I said to Dan, "Well, why do we have to
10 pay the \$25? No police are going to be called
11 when the alarm goes off because there's no
12 central call." It will be like my fire alarm
13 going off in my house.

14 COUNCILMAN WOOTEN: Right.

15 MR. ROMANO: You know, you look in there,
16 if there's no fire, you don't call anybody.

17 COUNCILMAN WOOTEN: Right.

18 MR. ROMANO: He said the reasoning behind
19 it is that somebody might call the police. So
20 my answer to that was I'm not sure the Board --
21 maybe they do want us to pay a permit fee, but
22 it seems kind of silly in a residential
23 community that we have to pay this fee. For
24 what, I don't know, because it would almost
25 be -- if the reasoning is, well, if the alarm

Flynn Stenography & Transcription Service
(631) 727-1107

1 goes off, somebody might call. Well, if my
2 smoke alarm goes off in my house and I'm not
3 home, my neighbor might call.

4 COUNCILMAN WOOTEN: You're right, you're
5 right. And I think yours is set up more like a
6 residence.

7 MR. ROMANO: Yes, it's exactly like a
8 residence.

9 COUNCILMAN WOOTEN: More like a residence
10 in the law.

11 COUNCILMAN DUNLEAVY: Can I say something?
12 You're a commercial -- you're taxed commercial?

13 MR. ROMANO: Yes.

14 COUNCILMAN DUNLEAVY: And you are
15 commercial.

16 MR. ROMANO: Yes.

17 COUNCILMAN DUNLEAVY: You pay less taxes
18 than the residents pay --

19 MR. ROMANO: Yes

20 COUNCILMAN DUNLEAVY: -- because you're
21 tax commercially.

22 MR. ROMANO: Yes.

23 COUNCILMAN DUNLEAVY: So why do you expect
24 to get the residence when they're paying more
25 taxes than you are? You're paying commercial,

Flynn Stenography & Transcription Service
(631) 727-1107

1 so you should fall on the commercial side and
2 not the residence side.

3 MR. ROMANO: John, here --

4 COUNCILMAN DUNLEAVY: And that's where we
5 came from -- that's where I came from.

6 MR. ROMANO: Right. Let's put that aside.

7 COUNCILMAN DUNLEAVY: Okay.

8 MR. ROMANO: What's the logic for the
9 permit fee for the alarm? Is it commercial,
10 residential, or that -- and if I remember the
11 conversations, there were numerous false
12 alarms --

13 COUNCILMAN WOOTEN: Right

14 MR. ROMANO: -- that police were
15 responding to, and they were responding to based
16 on a central phone number that the police
17 automatically would dispatch.

18 COUNCILMAN DUNLEAVY: It's commercial.

19 MR. ROMANO: Is it commercial or if a
20 residential homeowner has --

21 SUPERVISOR WALTER: Let me clear it up.

22 COUNCILMAN WOOTEN: Yes, you're right.

23 SUPERVISOR WALTER: We exempted
24 residential. However, because you're a condo,
25 we look at you with a commercial eye. We do

Flynn Stenography & Transcription Service
(631) 727-1107

1 that -- they do that in the way the taxes are
2 structured, so we do that in a site plan, so we
3 continued that along with the alarms.

4 But your point is well taken. If you are
5 centrally -- if you don't have a central
6 monitoring station --

7 MR. ROMANO: No, right.

8 SUPERVISOR WALTER: -- and we don't come
9 out to a call, Fire Department or Police don't
10 come out to a call, we should address that in
11 the code.

12 MR. ROMANO: Okay.

13 SUPERVISOR WALTER: Because then you're
14 not using our services.

15 MR. ROMANO: Thank you. That was really
16 the point.

17 COUNCILMAN DUNLEAVY: If a neighbor calls
18 because he hears this alarm, and the Police or
19 Fire Department come, they're responding to a
20 false alarm; is that correct, if there's no fire
21 or there's no break-in?

22 MR. ROMANO: But, John, here's the
23 argument I would use. You're not going to
24 charge me if my neighbor calls for my smoke
25 alarm in the same condo, or my neighbor calls

Flynn Stenography & Transcription Service
(631) 727-1107

1 because three houses down in the condo someone's
2 having a party. P.S., we've been there eight
3 years, we've never called the Fire Department,
4 you've never got a call there.

5 SUPERVISOR WALTER: It's not --

6 COUNCILMAN DUNLEAVY: Then you won't be
7 charged, then.

8 SUPERVISOR WALTER: Are you connected to
9 Central Station --

10 MR. ROMANO: No.

11 SUPERVISOR WALTER: -- which automatically
12 calls out the Police and the --

13 MR. ROMANO: We were, but we're no longer.
14 We had approval from the Fire Marshal.

15 SUPERVISOR WALTER: That is something we
16 should look at in the code --

17 MR. ROMANO: -- because if you're not
18 connected to Central Station that automatically
19 calls out the Police and automatically calls out
20 the Fire, that's a different story. If somebody
21 calls, we want you to call if there's a fire or
22 an emergency.

23 COUNCILWOMAN GIGLIO: So there's not a
24 common amenity like a clubhouse or --

25 MR. ROMANO: Yes. Well, it's in the

Flynn Stenography & Transcription Service
(631) 727-1107

1 clubhouse, this is what we're talking about.

2 COUNCILWOMAN GIGLIO: Okay.

3 MR. ROMANO: The clubhouse is a thousand
4 square feet.

5 COUNCILWOMAN GIGLIO: Yeah.

6 MR. ROMANO: It's hardly ever used. And,
7 again, it's a smoke alarm in there. It used to
8 call the central number if there ever any
9 problem, it's not a burglar alarm or anything
10 like that. But now, it just would be like your
11 house going off. The only difference, there's a
12 strobe light and it would actually ring outside.
13 So, yes, if it did go off, hopefully, they would
14 call one of the condo members, but they might
15 call the Police Department.

16 SUPERVISOR WALTER: That's different if
17 somebody picks up the phone --

18 MR. ROMANO: Yes.

19 SUPERVISOR WALTER: -- and says there's a
20 fire.

21 MR. ROMANO: Rather than an automatic --

22 SUPERVISOR WALTER: We want that, we're
23 not charging you for that. We're charging you
24 for when your homeowner goes in there, trips the
25 alarm, and all of a sudden the Police and the

Flynn Stenography & Transcription Service
(631) 727-1107

1 Fire come.

2 MR. ROMANO: Yes.

3 SUPERVISOR WALTER: But you don't have that.

4 MR. ROMANO: No.

5 SUPERVISOR WALTER: Okay. That -- Jodi,
6 Councilwoman Giglio is going to look at that, a
7 code revision, that's a very simple fix. I
8 agree with you.

9 MR. ROMANO: Believe me, it would have
10 been easy for me -- for us to send you the \$25
11 check. It's just kind of --

12 COUNCILMAN WOOTEN: Well, that's for
13 database, that's all that is.

14 SUPERVISOR WALTER: I'd almost write the
15 \$25 check so we could end this conversation.
16 That's something we could take care of. Steve,
17 I agree with you.

18 MR. ROMANO: Okay. Thank you.

19 SUPERVISOR WALTER: I think the Board
20 probably would agree, that if it's not connected
21 to Central Station, there is not an issue.

22 MR. ROMANO: And the final question, being
23 that you've announced that you're going to run
24 for County Legislature, just out of curiosity,
25 it's a couple of months out, right?

Flynn Stenography & Transcription Service
(631) 727-1107

1 SUPERVISOR WALTER: The election is
2 January 15th.

3 MR. ROMANO: Oh, it's pretty close.

4 SUPERVISOR WALTER: It's a six-week
5 election cycle. If I win, I would -- I'm not
6 making a political announcement, but there are
7 -- there are things in place. The Deputy
8 Supervisor would take over the functions of the
9 Town Supervisor, much like Jim -- Supervisor
10 Stark, who's sitting in the back, who was a
11 Deputy Supervisor under Joe Janoski. The
12 difference is Supervisor Stark, as Deputy, could
13 vote because he was on the Council. Deputy
14 Supervisor Lewis would assume the functions,
15 would run the Board meetings, would run the Work
16 Sessions, but she could not vote -- could not
17 vote. And she would have to finish out the term
18 that I was Supervisor, so she'd be here until
19 December 31st.

20 If the Board selected somebody, there may,
21 depending on timing, be a special election. If
22 the Board didn't select somebody, the Governor
23 could step in and call a special election. I
24 doubt that would happen. Or the seat would be
25 vacant until the election, and then the Deputy

Flynn Stenography & Transcription Service
(631) 727-1107

1 would stand in my shoes, assuming I'm elected.

2 If not, I will be back, I am not leaving.

3 MR. ROMANO: Thank you.

4 SUPERVISOR WALTER: Thanks, Steve.

5 Mr. Fischer.

6 COUNCILMAN WOOTEN: You need your bumper
7 stickers out out there, let's go.

8 SUPERVISOR WALTER: Now you're announcing
9 you're running now? You look like it.

10 MR. FISCHER: No, no, no. Greg Fischer,
11 Calverton. I have --

12 SUPERVISOR WALTER: What haven't you run
13 for, Greg?

14 MR. FISCHER: Say it again.

15 SUPERVISOR WALTER: What haven't you run for?

16 MR. FISCHER: I don't know. I have copies
17 of what I'm going to speak on. Also, I have
18 extra copies for the Clerk and the Town
19 Attorney.

20 COUNCILMAN WOOTEN: That's a lot of pages,
21 you better read fast.

22 MR. FISCHER: Okay. This might help you
23 if you do make the Legislature, Mr. Supervisor.

24 The Legislature killed what's called
25 Memorializing Resolutions, so they can no longer

Flynn Stenography & Transcription Service
(631) 727-1107

1 send messages to Albany, Washington, or anybody
2 else. So this now falls to the individual Town
3 Boards, and what this subject is is LIPA reform.

4 What happened in 1986 is we had a great
5 proposal for LILCO to be bought out by LIPA. We
6 had short-term rate decreases. It was done with
7 Home Rule approval. Everybody loved it, rates
8 went down 20 points and we were happy for a
9 little while. We never had the elected Trustees
10 that we were promised, never, they stalled the
11 elections.

12 Fast forward, 1995, and the elections for
13 Trustees were illegally ended, repealed. There
14 was no Home Rule approval, just like what we
15 just had happen with MTA tax where we saw it got
16 repealed, at least in theory, because of lack of
17 Home Rule approval. This repealer of our voting
18 rights for LIPA Trustees should go away also.

19 I have multiple lawsuits in the courts
20 right now, I'm going to get more lawsuits thrown
21 at them to try and get our voting rights back.
22 Those would actually be stolen rights; violated
23 a whole variety of State and Federal Law.

24 So what I am requesting of the Towns, and
25 I have made trips to several Towns already, and

Flynn Stenography & Transcription Service
(631) 727-1107

1 I've asked the Legislature also today to at
2 least pursue a political answer to this, seeing
3 they don't have like a legal framework to work
4 in, is for us to mix statements that we support
5 the election of Trustees.

6 Now, as you might have heard, I did submit
7 election petitions, as the Supervisor alludes
8 to, for LIPA Trustee to Nassau, Suffolk and the
9 State Board of Elections. We submitted nine
10 petitions. They were illegally not put on the
11 ballot by the Board of Elections. They cited
12 the unconstitutional law. It will be tied up in
13 the courts for a long time.

14 However, what can happen immediately for
15 LIPA reform is either for Mr. Mangano, the
16 County Executive of Nassau, or Mr. Bellone,
17 County Executive of Suffolk, or Mr. Cuomo,
18 Governor, to consent only to the election of
19 Trustees. They don't have to consent to my
20 election or any of my co-candidates, they just
21 have to consent.

22 And like so many other times in history, we can
23 have instant voting rights reform, in this case
24 correction, just to go back to where it was
25 legally based on their consent.

Flynn Stenography & Transcription Service
(631) 727-1107

1 So what I'm asking for is in a sense a
2 Home Rule Message, no different than if we wound
3 the clock back to 1995, and for them to have
4 asked us properly, do we consent to giving up
5 our rights to elect the Trustees, and for us to
6 make that message and say no. Because we can
7 see right now, and it's documented in this
8 proposed resolution I've handed you, is there's
9 lots of malfeasance there. They're missing a
10 half a billion dollars in pensions, they're
11 missing 1.8 billion dollars in term reclamation
12 funds. The rates are twice as high as they
13 should be. Greenport pays 40% less. Where do
14 they get the power from? Mostly LIPA. How does
15 that math work?

16 The Comptroller's audit was fraudulent.
17 They didn't audit the fuel, they audited the
18 salaries, so they're concerned with 30 million
19 dollars instead of four billion dollars. It
20 doesn't make any sense. So the numbers just
21 don't add up.

22 And then we have -- caught red-handed,
23 they were burning radioactive oil in Northport.
24 The workers were getting sick, they were getting
25 leukemias, that there's no way you can get

Flynn Stenography & Transcription Service
(631) 727-1107

1 except for exposure to certain radionuclides,
2 you can't get it. And then, of course,
3 Northport has one of the largest cancer clusters
4 we know of, and this is one of the reasons why.

5 So we have a whole wrath of criminal
6 behavior. The National Grid contracts were
7 illegal from the beginning. It's against
8 Federal law to outsource to foreign entities
9 critical infrastructure. They were renewed
10 illegally by an illegal board that lacked a
11 quorum, that lacked a legal chairman. He
12 resigned, but he wasn't legal anyway, it
13 expired.

14 So we have unending criminal malfeasance.
15 This would be a very brave move to bring forward
16 reform and for us to go back to what are really
17 our rights.

18 There's a 450-page filing in the Federal
19 Court, referred to by number in this document,
20 Mr. Kozakiewicz could look it up, and in there
21 is all the Legislative history, actually
22 provided by the Attorney General in their
23 attempt to quash this thing, but they made a
24 mistake. It shows how they laughed about
25 breaking law, how this was not presented

Flynn Stenography & Transcription Service
(631) 727-1107

1 lawfully.

2 So I would ask, if you need further
3 information, I could come back for executive
4 session or answer other questions privately.
5 I've already talked to Mr. Wooten in detail
6 about this. But they ripped us off, they stole
7 our voting rights, and we have only ourselves to
8 blame for the ridiculous costs and the
9 malfeasance since. Thank you.

10 SUPERVISOR WALTER: Thank you,
11 Mr. Fischer.

12 MR. FISCHER: Thank you very much.

13 SUPERVISOR WALTER: Next.

14 MR. CROWLEY: I'm Tom Crowley, 45 The
15 Preserve in Baiting Hollow.

16 I just wanted to comment on the request
17 for a variance to put up a full service animal
18 shelter on Youngs Avenue, with veterinary
19 support as well.

20 The first thing I wanted to mention was
21 just the process of getting everyone heard. We
22 did receive a letter, and as I researched it, I
23 realize they have, I guess, seven days to get
24 you the letter and then the meeting occurs.
25 Basically, when we got these letters, really

Flynn Stenography & Transcription Service
(631) 727-1107

1 didn't understand them. You would think it had
2 something to do with the existing shelter up on
3 Youngs Avenue.

4 As we looked into it a little further,
5 there's no address. There's nothing here to
6 tell you where it's going to be. After speaking
7 with some people, you realize these numbers,
8 letters and say where the lot is. Well, I'm a
9 homeowner, I'm not a lawyer. But, basically,
10 after we all realized what was really happening
11 there, there is an outrage in the area.

12 People have been getting together. I
13 probably got 30 e-mails today after I said I was
14 coming here, saying, "I'm sorry, I'm in the
15 middle of my workday, but, you know, please
16 speak."

17 So my first problem with the letter is, in
18 my mind, it's almost -- the way I would perceive
19 it is an attempt that people not be heard or any
20 dissension be heard on it, but that's my
21 perception of it. Getting past that part, once
22 we realized what's going on, I know you've been
23 getting a lot of letters, and petitions, and
24 things of that sort, we really want to be heard.

25 COUNCILMAN WOOTEN: Well, we've been

Flynn Stenography & Transcription Service
(631) 727-1107

1 taking those letters and forwarding them to the
2 right Board.

3 MR. CROWLEY: Absolutely. I guess what
4 we're really saying is we really want to be
5 heard on it, and you have the power to say,
6 "Hey, the people have to be heard before it gets
7 to a Zoning Board," or something of that case.

8 COUNCILMAN WOOTEN: Well, I think they
9 have more authority --

10 MR. CROWLEY: What did you say --

11 COUNCILMAN WOOTEN: I think they have more
12 authority than we do at that Board.

13 MR. CROWLEY: Well, I'm here to talk to
14 you, not to them.

15 So what I'd also like to say, getting past
16 the letter and what we feel about that part of
17 it, is when we moved here, it was an
18 agricultural environment, we actually liked that
19 about it. My backyard is farmland, which I
20 truly enjoy. To put a full service kennel and
21 animal shelter there, dangerous is not the word
22 for it.

23 If you've ever gone that strip, and I've
24 heard that some of the Council Members have been
25 on that S-turn at Youngs Avenue, it's shocking

Flynn Stenography & Transcription Service
(631) 727-1107

1 to me, shocking that you would even consider
2 putting a business where it is. It's already
3 dangerous to drive around that turn. And
4 finally, the people in the area know the turn,
5 they take extra precaution, they make sure they
6 go around.

7 There was a Timberline truck jackknifed on
8 that turn. If there was a business there where
9 people were coming in and out all times of the
10 day, somebody would have been killed, period,
11 that's how dangerous it is.

12 Up the road, there are a lot of things
13 that have already been voted on with sanitation
14 companies, animal shelters, things like that,
15 and we've learned that we have another outlet.
16 And we've decided the S-turn is a little safer
17 than being down near all the trucks. Now we
18 have no safe outlet to get out of the
19 neighborhood.

20 You know, this is what -- this is a safety
21 issue. This isn't about, "Oh, okay, we gave you
22 exactly seven days, oh, you didn't understand
23 the letter, too bad." It's about getting us
24 heard, it's about getting everyone in here and
25 finding out what's truly going on.

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN WOOTEN: Mr. Crowley, I could
2 tell you this. I've read every e-mail that came
3 to me, I responded to most e-mails that came to
4 me. And I happen to agree with you, being in a
5 in a residential area. It's the Zoning Board of
6 Appeals, though. I don't know -- I realize
7 you're coming to the Town Board, who absolutely
8 had nothing to do with any of this, it didn't
9 even come before the Town Board.

10 MR. CROWLEY: I don't understand that. So
11 then where -- then this meeting that we missed
12 was not held by you?

13 COUNCILMAN WOOTEN: It's a Zoning Board of
14 Appeals meeting, it had nothing to do with the
15 Town Board.

16 MR. CROWLEY: Okay. Well, what are you
17 going to do about it? What are you going to do
18 to get a hearing?

19 COUNCILMAN WOOTEN: What I did was I took
20 all your complaints and I directed them to the
21 right Board. So everything you sent me I
22 forwarded to the Zoning Board of Appeals.
23 Everything has been clocked in with the Town
24 Clerk that I got, it's forwarded to the Zoning
25 Board of Appeals. That's the --

Flynn Stenography & Transcription Service
(631) 727-1107

1 MR. CROWLEY: What do we need to do to get
2 another hearing in front the Zoning Board?

3 COUNCILMAN WOOTEN: That's important, I
4 think, reopening a hearing, because the fact --
5 and I think what gets the most merit is the fact
6 that this was a ZBA meeting the Thursday after
7 Hurricane Sandy hit, so it really probably
8 wasn't --

9 MR. CROWLEY: No, that was my next point.

10 COUNCILMAN WOOTEN: -- a good time to have
11 that hearing. And so I would probably petition
12 the ZBA to reopen that hearing, but only they
13 could make that determination. Their next
14 meeting is on December 20.

15 MR. CROWLEY: Well, December 20 is to
16 announce an approval for this.

17 COUNCILMAN WOOTEN: But you can petition
18 for a reopening of the hearing. You can do
19 that.

20 MR. CROWLEY: Before.

21 COUNCILMAN WOOTEN: Yeah.

22 MR. CROWLEY: Okay.

23 COUNCILMAN WOOTEN: Or maybe to hold off
24 on a decision and reopen the hearing at that
25 point. That really is their purview and their

Flynn Stenography & Transcription Service
(631) 727-1107

1 decision to make.

2 MR. CROWLEY: I mean, we're talking about
3 a letter --

4 COUNCILMAN WOOTEN: Believe me, I wish I
5 could force them to do it, I can't.

6 MR. CROWLEY: I just want you to know
7 who's being dealt with here. We're talking
8 about a letter that says, "Dear Mr. Danowksi."

9 COUNCILMAN DUNLEAVY: Can I ask you for a
10 copy of that, because I have never received a
11 letter, so I don't know how it's written. If
12 it's written that badly, then we should ask them
13 to rewrite the letter --

14 MR. CROWLEY: And start the process over.

15 COUNCILMAN DUNLEAVY: -- with basic
16 language so everybody could understand.

17 SUPERVISOR WALTER: One conversation at a
18 time.

19 COUNCILMAN DUNLEAVY: Now I spoke to the
20 Attorney for the Zoning Board of Appeals and he
21 told me that the hearing was closed.

22 MR. CROWLEY: I've been hearing a lot of
23 that.

24 COUNCILMAN DUNLEAVY: He said none of
25 these people were here at the hearing. Well, if

Flynn Stenography & Transcription Service
(631) 727-1107

1 you got a letter like this and you didn't
2 understand it, I can see why you weren't at the
3 hearing. That's why I want to look at it so I
4 can talk and speak to these guys and say,
5 "Listen, you've got to write another letter,
6 clearer language, not maybe -- don't reopen this
7 one, but to have a clearer language so people
8 understand what you guys are doing."

9 MR. CROWLEY: I don't think that was the
10 intent, though, I think the intent was that
11 people would not be heard on the issue.

12 SUPERVISOR WALTER: No. All right.

13 MR. CROWLEY: Because why would they be so
14 strong to --

15 SUPERVISOR WALTER: It's not that way.
16 What happens is the Zoning Board of Appeals
17 Clerk generates that letter.

18 COUNCILMAN WOOTEN: Correct.

19 SUPERVISOR WALTER: What I used to do in
20 my law practice is turn that letter over and use
21 the verbiage of the letter and address it to the
22 people and give a tax map --

23 MR. CROWLEY: Because let me ask you, My
24 name is Mr. Crowley, I'm Irish.

25 SUPERVISOR WALTER: Wait, let me finish.

Flynn Stenography & Transcription Service
(631) 727-1107

1 MR. CROWLEY: "Dear Mr. Danowski."

2 SUPERVISOR WALTER: Can you let me finish?

3 What we have to do is talk to the Clerk of the
4 ZBA first. And, Bob, I'm going to ask you to do
5 that, to make sure that these letters, when
6 they're submitted, that the applicant
7 understands you just don't take the letter that's
8 addressed "Mr. Lawyer" and send it out, because
9 that's inappropriate. And we may have to amend
10 the code to make sure that you send the -- other
11 towns require a tax map or a tax survey.

12 COUNCILWOMAN GIGLIO: The Town of --

13 COUNCILMAN WOOTEN: That's true.

14 SUPERVISOR WALTER: One conversation at a
15 time. A tax map or a survey, so people will do
16 it. So that we will look into. I will --

17 MR. CROWLEY: Yeah, but --

18 SUPERVISOR WALTER: I will also personally
19 ask the Chairman to put a vote. Councilwoman
20 Giglio mentioned that if there was five, and I'm
21 pretty certain she's correct, that you've got
22 that from Scott DeSimone, that if five members
23 of the Zoning Board feels -- vote to reopen it,
24 they'll reopen it. So I will ask the Chairman
25 to put a vote on the floor to reopen that

Flynn Stenography & Transcription Service
(631) 727-1107

1 hearing because of the hurricane.

2 MR. CROWLEY: Okay, which is -- I would
3 find fair.

4 COUNCILMAN DUNLEAVY: Because how would
5 anybody know, you, where tax map number so and
6 so is? I don't even know that. I have to go to
7 a tax map and look at it.

8 MR. CROWLEY: If you read this letter --

9 COUNCILMAN DUNLEAVY: So that's
10 inappropriate to send a resident for the Town.
11 That's my personal opinion.

12 SUPERVISOR WALTER: Councilwoman Giglio.

13 COUNCILMAN WOOTEN: I just want you to
14 have the argument in the right forum.

15 MR. CROWLEY: Yeah, I was getting that,
16 but, at this point, this is the only place I
17 could go. And it sounds like, if you're true to
18 your word, things will happen as far as you at
19 least reaching out and seeing that something can
20 be done, so this wasn't a waste of my time.

21 SUPERVISOR WALTER: It's not a waste
22 of your -- it's never a waste your time. We
23 love to speak to the residents.

24 COUNCILMAN WOOTEN: We've been doing it
25 the last couple of weeks.

Flynn Stenography & Transcription Service
(631) 727-1107

1 SUPERVISOR WALTER: Okay. Councilwoman
2 Giglio, do you want to be heard on this?

3 COUNCILWOMAN GIGLIO: Yes. In other
4 townships, and in the Town of Southampton, for
5 example, they require that you send a copy of
6 the application that was submitted to the Zoning
7 Board, along with a copy of the survey, to the
8 residents, so that they're aware of where the
9 property is. And there -- and in other
10 townships, such as the Town of Southold, it
11 gives a project description location, not just a
12 tax map number. So it would say on the north
13 side of Youngs Avenue, 1,000 feet west of --

14 MR. CROWLEY: I think we've been looking
15 for that, but I think in here we were supposed
16 to look for it, and we have not been able to
17 locate it. I believe Adrienne's husband has
18 tried two or three times to locate that
19 paperwork.

20 There was one other fact that you wanted
21 to mention about how quickly it went from a
22 request for a -- do you want to tell them about
23 that?

24 MS. GOVERNALE: I'm curious on why --

25 SUPERVISOR WALTER: Wait. One person at a

Flynn Stenography & Transcription Service
(631) 727-1107

1 time.

2 MR. CROWLEY: I'll finish up. Okay.

3 SUPERVISOR WALTER: Finish up Mr. Crowley,
4 and then we're going to let the young lady
5 behind you speak.

6 MR. CROWLEY: My real issue with this is
7 truly about it causes a real danger, a real
8 danger.

9 SUPERVISOR WALTER: That's not
10 something -- we can deal with trying to get the
11 hearing reopened. Those are things that --

12 MR. CROWLEY: Well, I want that to help
13 you work a little harder at getting that done.

14 SUPERVISOR WALTER: It's not a problem.

15 MR. CROWLEY: Thank you very much.

16 SUPERVISOR WALTER: Thank you, sir.

17 MR. CROWLEY: And thank you for your help
18 today.

19 SUPERVISOR WALTER: Not a problem.

20 MR. CROWLEY: I appreciate that.

21 SUPERVISOR WALTER: Yes. If you could
22 state your --

23 MS. GOVERNALE: Adrienne Governale, 10 The
24 Preserve, Baiting Hollow, New York.

25 As Tom was saying, as far as the letters,

Flynn Stenography & Transcription Service
(631) 727-1107

1 depending on how far you lived away from this
2 particular property, you were not notified.
3 Being that my property does not butt up against
4 his particular property, all the people on my
5 side of the road were not notified.

6 SUPERVISOR WALTER: Right. And that's --

7 MS. GOVERNALE: Technically, I am 500 feet
8 or less from that particular property that's
9 going to have a commercial building on it. I
10 think the residents and the Town Board -- that's
11 something that should be changed, that all of us
12 in that particular neighborhood should be
13 notified. I think that's fairly on their part
14 to notify the entire neighborhood. I'm still
15 less than 500 feet from where that's going to be
16 placed.

17 SUPERVISOR WALTER: It's not a requirement
18 to the code. And, actually, that is not a
19 requirement to the code for most towns, it's
20 adjoining property owners.

21 MS. GOVERNALE: Right.

22 SUPERVISOR WALTER: And I'm going to say
23 the reason that's probably the case, and I'm
24 just speaking anecdotally, is if you're putting
25 up a five-foot extension to your deck, if you

Flynn Stenography & Transcription Service
(631) 727-1107

1 had to get a 500-foot radius map, you wouldn't
2 come to the Town, it would be prohibitively
3 expensive, so --

4 MS. GOVERNALE: I understand as far as
5 residential, but this is -- you're looking at a
6 commercial building that is going up in a
7 residential area. If he was putting up a
8 residential home, none of us would complain.

9 This is a residential neighborhood. It's
10 agricultural property, it is zoned agricultural,
11 it's zoned Agricultural 105. I know exactly
12 what he can have on that property, and what he's
13 going to put on that property is not zoned for it.

14 SUPERVISOR WALTER: Okay.

15 MS. GOVERNALE: Zoning in that particular
16 area and the Master Plan does not include what
17 he wants to put on there.

18 COUNCILMAN WOOTEN: We will work
19 towards bringing it to the right forum to have
20 this discussion.

21 COUNCILMAN DUNLEAVY: The other way you
22 could go, and I think this is what they're here
23 for, is the civic associations. The Calverton
24 Civic Association --

25 MS. GOVERNALE: Correct

Flynn Stenography & Transcription Service
(631) 727-1107

1 COUNCILMAN DUNLEAVY: -- should be
2 fighting for their residents for these type of
3 things, and not pick things out that they want
4 to fight for. They should be fighting for
5 everybody.

6 SUPERVISOR WALTER: Okay. That's --

7 MS. GOVERNALE: And I agree with that.

8 SUPERVISOR WALTER: I'm not going to --

9 MS. GOVERNALE: They should --

10 SUPERVISOR WALTER: Hey, one conversation
11 at a time.

12 COUNCILMAN DUNLEAVY: Well, she's asking a
13 question.

14 SUPERVISOR WALTER: One, one.

15 MS. GOVERNALE: I definitely agree, the
16 Civic Association should be involved.
17 Unfortunately, the particular president of the
18 Civic Association right now, it's his particular
19 property that he's leasing and having a change
20 of use on. So I think trying to fight him as
21 the president is not getting me anywhere, or
22 getting any of the neighborhoods anywhere.

23 SUPERVISOR WALTER: We understand.

24 MS. GOVERNALE: So that's a little
25 difficult.

Flynn Stenography & Transcription Service
(631) 727-1107

1 SUPERVISOR WALTER: Ms. Governale, we
2 understand. We're going to try to get the
3 hearing reopened, because your grievances have
4 to be addressed to the Zoning Board of
5 Appeals --

6 MS. GOVERNALE: Correct. I've e-mailed them.

7 SUPERVISOR WALTER: -- not to this Board.

8 MS. GOVERNALE: Believe me, I've made
9 phone calls. I have an entire file, I copied
10 everything from them.

11 SUPERVISOR WALTER: Okay.

12 MS. GOVERNALE: I paid for it as my
13 freedom of rights.

14 SUPERVISOR WALTER: We will work to get
15 that done.

16 MS. GOVERNALE: I got everything. I have
17 everything, so I know what's in that file. When
18 you call the Zoning Board, they tell you it's a
19 cat shelter.

20 SUPERVISOR WALTER: Okay.

21 MS. GOVERNALE: Everybody knows it's a cat
22 shelter; that's not what's on the application.

23 SUPERVISOR WALTER: We are going to work
24 to get that reopened, okay?

25 MS. GOVERNALE: My next question is, I

Flynn Stenography & Transcription Service
(631) 727-1107

1 want to know how -- it's not the Zoning Board,
2 it's the Building Department denies his
3 application for a building to put up an animal
4 shelter August of 2011. They told him it was
5 denied because of zoning. It is not proper
6 zoning in that area.

7 SUPERVISOR WALTER: Well, in areas --

8 MS. GOVERNALE: And now it goes to the
9 Zoning Board of Appeals and they're trying to
10 push that through. I want to know how one
11 department tells him no because of zoning, and
12 now have another department tell him --

13 COUNCILMAN WOOTEN: That's the legal
14 remedy.

15 MS. GOVERNALE: -- that it's fine.

16 COUNCILMAN WOOTEN: That's the legal
17 remedy.

18 MS. GOVERNALE: That's a problem

19 SUPERVISOR WALTER: No, that's the law

20 COUNCILMAN WOOTEN: That's the law.

21 SUPERVISOR WALTER: The way the code --
22 the way the code works is if the Building
23 Department turns you down --

24 MS. GOVERNALE: Correct.

25 SUPERVISOR WALTER: -- you go to the --

Flynn Stenography & Transcription Service
(631) 727-1107

1 you can go to the Zoning Board of Appeals --

2 MS. GOVERNALE: Okay.

3 SUPERVISOR WALTER: -- for relief. That's
4 the way the law works. The Zoning Board sits as
5 a quasi judicial function. It actually sits
6 superior to the Town Board in certain instances
7 like these. We can pass zoning codes, and they
8 can give variances to those codes that we don't
9 have the legal authority to give a variance to.
10 But you want to know the real issue. A kennel
11 is allowed in the code by special permit of this
12 Board.

13 MS. GOVERNALE: Correct.

14 SUPERVISOR WALTER: So I'm not quite sure
15 why it's even before the Zoning Board of
16 Appeals.

17 MS. GOVERNALE: Okay. But if you look up
18 the word "kennel" in the dictionary, Webster's
19 Dictionary, it tells you where it is to cage a
20 dog, a cat, whatever, when you go on vacation,
21 or if you're breeding animals. That's not what
22 he's doing. He's putting up an animal shelter
23 with veterinary services that belong in a
24 business district.

25 SUPERVISOR WALTER: Let's -- can we --

Flynn Stenography & Transcription Service
(631) 727-1107

1 MS. GOVERNALE: So there's a fine line
2 between what a kennel is and what an animal
3 shelter is.

4 SUPERVISOR WALTER: Ms. Governale, what
5 I'm going to do is I'm going to call Chairman
6 McLaughlin and I'm going to ask him to put a
7 vote before the Zoning Board of Appeals --

8 MS. GOVERNALE: Right.

9 SUPERVISOR WALTER: -- to reopen this.

10 MS. GOVERNALE: Okay.

11 SUPERVISOR WALTER: That's where you have
12 to address this.

13 MS. GOVERNALE: Believe me, I've been
14 addressing and I'm not getting anywhere.

15 SUPERVISOR WALTER: Okay. But you're not
16 us. We will --

17 MS. GOVERNALE: I saw an attorney, I have
18 one on retainer. I'm going to do what I need to
19 do, but I'd like my elected Board Members, who
20 us, as the taxpayers, elect you guys, and we're
21 not getting anywhere because they don't want to
22 listen to us.

23 SUPERVISOR WALTER: You understand that
24 what this Board has said is that I, and I think
25 other Board Members are going to speak to the

Flynn Stenography & Transcription Service
(631) 727-1107

1 Zoning Board of Appeals to reopen the hearing.

2 MS. GOVERNALE: And I appreciate that.

3 SUPERVISOR WALTER: Okay. Let's start
4 there.

5 COUNCILMAN DUNLEAVY: And I appreciate a
6 regular taxpayer coming here speaking, because
7 these are the people who we want to hear from.
8 We don't want to hear from the ones that have
9 things -- okay? We want to hear from regular
10 people. Thank you.

11 MS. GOVERNALE: I do have one other
12 question.

13 COUNCILMAN DUNLEAVY: Thank you.

14 SUPERVISOR WALTER: Thank you. Sir, I'm
15 going to let the other people speak first.

16 MR. CROWLEY: If she could get you her
17 information, though, so that nothing can seep
18 through again, where you can say, "Hey,
19 Adrienne, she is our point person," or you can
20 say, "Hey, this is what happened, this is who I
21 met with."

22 SUPERVISOR WALTER: If you give that
23 information to the Deputy Supervisor, Ms. Lewis
24 right there, we will make sure you get that.

25 COUNCILMAN WOOTEN: I can tell you,

Flynn Stenography & Transcription Service
(631) 727-1107

1 everything that has been e-mailed to me has been
2 printed and forwarded, and I have a file myself.

3 SUPERVISOR WALTER: Okay. It may be that
4 we -- our Attorney tells the ZBA Attorney, "You
5 don't have jurisdiction here." It may be, I
6 don't know. We are going to find that out, I
7 promise.

8 MS. GOVERNALE: Can I ask you one other
9 question?

10 SUPERVISOR WALTER: Yes.

11 MS. GOVERNALE: As far as a minor
12 subdivision, can you file for a minor
13 subdivision and a use of variance change on the
14 same day and have one hearing in the morning and
15 one hearing at night?

16 SUPERVISOR WALTER: Yes.

17 MS. GOVERNALE: And not knowing if you're
18 going to get that minor subdivision even
19 approved?

20 SUPERVISOR WALTER: You could do that, yes.

21 MS. GOVERNALE: You can?

22 SUPERVISOR WALTER: There's not -- there's
23 no prohibition against doing that.

24 MS. GOVERNALE: Okay. Thank you.

25 SUPERVISOR WALTER: Thank you. Does

Flynn Stenography & Transcription Service
(631) 727-1107

1 anybody else wish to be heard? Okay. Anybody
2 else wish to be heard on a different matter?
3 Not seeing anybody, Bob, we have another
4 resolution.

5 COUNCILMAN DUNLEAVY: I make a motion --

6 SUPERVISOR WALTER: Not yet. Wait, don't
7 make that motion. We didn't pass the
8 resolutions for IAA.

9 MR. KOZAKIEWICZ: It's together, because I
10 think this may have been forwarded at the same
11 time that the agreement was discussed last
12 Thursday or last Friday.

13 SUPERVISOR WALTER: This is the agreement
14 for IAA to --

15 COUNCILMAN WOOTEN: For Skydive?

16 SUPERVISOR WALTER: For Skydive, to lease
17 that.

18 COUNCILMAN DUNLEAVY: Off the floor?

19 SUPERVISOR WALTER: -- runway from
20 Skydive and us.

21 COUNCILMAN DUNLEAVY: Oh, this is
22 Community Development. Okay.

23 COUNCILMAN WOOTEN: This is a CDA
24 resolution.

25 COUNCILMAN DUNLEAVY: I'd like to make a

Flynn Stenography & Transcription Service
(631) 727-1107

1 motion we close the Town Board meeting and open
2 the Community Development meeting. So moved.

3 COUNCILMAN WOOTEN: And seconded.

4 SUPERVISOR WALTER: Moved and seconded.

5 Vote, please.

6 (Roll Call Vote By Ms. Kempner.)

7 COUNCILWOMAN GIGLIO: Yes.

8 COUNCILMAN GABRIELSEN: Yes.

9 COUNCILMAN WOOTEN: Yes.

10 COUNCILMAN DUNLEAVY: Yes.

11 SUPERVISOR WALTER: Yes.

12 MS. KEMPNER: CDA meeting is open.

13 (The Riverhead Town Board Meeting Was
14 Adjourned at 3:17 p.m.)

15

16

17

18

19

20

21

22

23

24

25

Flynn Stenography & Transcription Service
(631) 727-1107

1 C E R T I F I C A T I O N

2

3

4

5 I, Lucia Braaten, a Court Reporter and
6 Notary Public for the State of New York, certify
7 that the foregoing transcript of the videotaped
8 Riverhead Town Board Meeting of December 4, 2012
9 was prepared using required electronic
10 transcription equipment is a true and accurate
11 record.

12

13

14 Signature: _____

15 Lucia Braaten

16

17

18 Date: December 16, 2012

19

20

21

22

23

24

25

Flynn Stenography & Transcription Service
(631) 727-1107